



The Journal OF THE House of Representatives

Number 25

Wednesday, February 19, 2020

The House was called to order by the Speaker at 1:30 p.m.

Prayer

The following prayer was offered by House Chaplain Tim Perrier, upon invitation of the Speaker:

These are God's words to Moses and the nation of Israel from Deuteronomy after they enter the promised land. As "you may say to yourself, 'My power and the strength of my hands have produced this wealth for me.' But remember the Lord your God, for it is He who gives you the ability to produce wealth, and so confirms His covenant, which He swore to your" forefathers.

Father, we're very grateful. You have made us wealthy in so many ways beyond our finances. You've given us a wealth of purpose and instilled a God-given desire to serve in our hearts. You've made us relationally wealthy and blessed us with families and friends who love and care for us. You've given us a wealth of opportunities that so many others do not share. And You've given us a wealth of freedom. Not only are we free to gather in this place and pray without fear of consequence, but each of us is also free not to pray if they choose, again without fear of judgment or consequence. We truly live in a great country and in a great state, and we're grateful. Remind us that this wealth did not come from the strength of our hands but from the overflow of Your heart. Amen.

The following members were recorded present:

Session Vote Sequence: 444

Speaker Oliva in the Chair.

Yeas—118

Alexander	Cummings	Fitzenhagen	Joseph
Aloupis	Daley	Geller	Killebrew
Altman	Daniels	Goff-Marcil	La Rosa
Andrade	Davis	Good	LaMarca
Antone	Diamond	Gottlieb	Latvala
Ausley	DiCeglie	Grall	Leek
Avila	Donalds	Grant, J.	Magar
Bell	Drake	Grant, M.	Maggard
Beltran	Driskell	Gregory	Mariano
Brannan	DuBose	Grieco	Massullo
Brown	Duggan	Hage	McClain
Buchanan	Duran	Hart	McClure
Burton	Eagle	Hattersley	McGhee
Bush	Eskamani	Hill	Mercado
Byrd	Fernández	Hogan Johnson	Newton
Caruso	Fernandez-Barquin	Ingoglia	Oliva
Casello	Fetterhoff	Jacquet	Omphroy
Clemons	Fine	Jenne	Overdorf
Cortes, J.	Fischer	Jones	Payne

Perez	Rodriguez, R.	Smith, C.	Valdés
Pigman	Rodriguez, A.	Smith, D.	Watson, B.
Plakon	Rodriguez, A. M.	Sprowls	Watson, C.
Polo	Rommel	Stark	Webb
Polsky	Roth	Stevenson	Willhite
Ponder	Sabatini	Stone	Williams
Pritchett	Santiago	Sullivan	Williamson
Raschein	Shoaf	Thompson	Yarborough
Renner	Silvers	Toledo	Zika
Roach	Sirois	Tomkow	
Robinson	Slosberg	Trumbull	

Nays—None

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

Pledge

The members, led by the following, pledged allegiance to the Flag: Calla S. Benedict of Daytona Beach at the invitation of Rep. Leek; Addison M. Cloud of Orlando at the invitation of Rep. Hage; Emilia R. DeAngelo of Clermont at the invitation of the Speaker *pro tempore*; Addison Scott Florez of Ormond Beach at the invitation of Rep. Leek; Drew R. Goode of Clearwater at the invitation of Rep. Latvala; Jack S. Goode of Clearwater at the invitation of Rep. Latvala; Shayne M. Higginson of Fort Myers at the invitation of Rep. R. Rodriguez; Holland E. Issenberg of Miami Beach at the invitation of Rep. Grieco; and Peter Zane LeBoutillier of Fort Myers at the invitation of Rep. Eagle.

House Physician

The Speaker introduced Donna Bixler, an Advanced Practice Registered Nurse, of Tallahassee, who served in the Clinic today upon invitation of the Speaker.

Correction of the *Journal*

The *Journals* of February 13, February 14, February 17, and February 18, 2020, were corrected and approved as corrected.

Reports of Standing Committees and Subcommittees

Reports of the Rules Committee

The Honorable Jose R. Oliva
Speaker, House of Representatives

February 13, 2020

Dear Mr. Speaker:

Your Rules Committee herewith submits the Special Order for Wednesday, February 19, 2020. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

CS/HB 3 - Business & Professions Subcommittee, Grant, M.
Preemption of Local Occupational Licensing

CS/CS/HB 813 - Commerce Committee, Insurance & Banking
Subcommittee, McClure
Protection of Vulnerable Investors

HB 773 - Maggard
Medically Essential Electric Utility Service

CS/HM 443 - Local, Federal & Veterans Affairs Subcommittee,
Sirois, Gregory, Hill, Sabatini, Smith, D.
United States Space Command and United States Space Force

CS/CS/HB 133 - State Affairs Committee, Business & Professions
Subcommittee, McClain
Towing and Immobilizing Vehicles and Vessels

CS/HB 131 - Judiciary Committee, McClain
Security in Trial Court Facilities

CS/HB 103 - Civil Justice Subcommittee, Gottlieb, Fernandez-
Barquin
Subpoenas

CS/HB 491 - Public Integrity & Ethics Committee, Payne, Cortes, J.
Disposition of Surplus Funds by Candidates

HJR 157 - Sabatini, Willhite, Hill, Robinson
Limitation on Terms of Office for Members of a District School
Board

CS/HB 171 - Higher Education & Career Readiness Subcommittee,
Ponder, Hattersley, Buchanan, Bush, Caruso, Cortes, J., Daniels,
Duggan, Goff-Marcil, Hart, Hogan Johnson, Joseph, Roach,
Smith, C., Webb
Postsecondary Education for Certain Military Personnel

HB 725 - Robinson
Workforce Education

HB 523 - DiCeglie, Hogan Johnson
Mastery-based Education

CS/HB 37 - State Affairs Committee, Zika, Caruso, Cortes, J.,
Daniels, DiCeglie, Grieco, Hart, Maggard, Polsky, Smith, D.
School Bus Safety

CS/HB 81 - Health & Human Services Committee, Andrade, Duran,
Fernández, Geller, Gottlieb, Grieco, Toledo
Medicaid School-based Services

CS/HB 437 - Insurance & Banking Subcommittee, Stone, Brown
Nurse Registries

CS/HB 827 - Health & Human Services Committee, Stevenson
Recovery Care Services

CS/CS/HB 747 - Health & Human Services Committee, Health
Market Reform Subcommittee, Williamson
Coverage for Air Ambulance Services

HB 471 - Plasencia
Council on Physician Assistants

CS/CS/HB 599 - Health & Human Services Committee, Health
Quality Subcommittee, Rodriguez, A. M.
Consultant Pharmacists

CS/HB 1087 - Children, Families & Seniors Subcommittee,
Fernandez-Barquin, Eskamani, Plakon
Domestic Violence Services

CS/HB 43 - Health & Human Services Committee, Latvala, Valdés,
Cortes, J., Geller, Hill, Massullo, Polo, Polsky, Watson, C., Webb
Child Welfare

HB 265 - Grall, Andrade, Beltran, Buchanan, Bush, Byrd, Daniels,
DiCeglie, Donalds, Gregory, Hage, Hill, Killebrew, McClain,
Perez, Plakon, Ponder, Roach, Robinson, Rodriguez, A. M.,
Roth, Sabatini, Smith, D., Stone, Yarborough, Zika
Abortion

CS for CS for SB 404 - Rules, Health Policy, Stargel, Hutson, Harrell,
Gruters, Mayfield, Baxley, Diaz, Albritton, Broxson
Abortion

HB 267 - Grall
Pub. Rec./Abortion

CS for CS for SB 406 - Rules, Health Policy, Stargel
Public Records/Minor's Petition to Waive Consent/Abortion

HB 959 - Duggan, Buchanan, Rodriguez, A. M.
Medical Billing

CS/HB 1461 - Health Quality Subcommittee, Brown
Health Access Dental Licenses

HB 1041 - Raschein
Florida Keys Mosquito Control District, Monroe County

CS/HB 423 - Local Administration Subcommittee, Overdorf
Town of Ocean Breeze, Martin County

HB 947 - Leek, Stevenson
Volusia County

CS/CS/HB 925 - State Affairs Committee, Local Administration
Subcommittee, Gregory
Manatee County

CS/HB 617 - Local Administration Subcommittee, Buchanan
Holiday Park Park and Recreation District, Sarasota County

CS/HB 597 - Local Administration Subcommittee, Newton
Tri-Par Estates Park and Recreation District, Sarasota County

HB 1009 - Newton
Special Neighborhood Improvement Districts

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted,
Chris Sprowls, Chair
Rules Committee

On motion by Rep. Sprowls, the above report was adopted.

Special Orders

CS/HB 3—A bill to be entitled An act relating to preemption of local occupational licensing; creating s. 163.211, F.S.; providing definitions; preempting licensing of occupations to the state; providing exceptions;

prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met; specifying that certain local licensing that does not meet specified criteria does not apply and may not be enforced; amending s. 489.117, F.S.; specifying that certain specialty contractors are not required to register with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local government may not require a license; amending ss. 489.1455 and 489.5335, F.S.; authorizing counties and municipalities to issue certain journeyman licenses; providing an effective date.

—was read the second time by title.

Representative Grant, M. offered the following:

(Amendment Bar Code: 898579)

Amendment 1—Remove line 64 and insert:
defined in s. 163.211, may not require a person to obtain a

Rep. M. Grant moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/CS/HB 813—A bill to be entitled An act relating to the protection of vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; providing definitions; providing legislative findings and intent; authorizing dealers and investment advisers to delay certain disbursements or transactions based on a reasonable belief of financial exploitation of a specified adult under certain circumstances; requiring a dealer or investment adviser to notify certain persons and the Office of Financial Regulation of such delays within a specified timeframe; requiring a dealer or investment adviser to review the basis for a reasonable belief of financial exploitation of a specified adult; specifying the expiration of such delays; authorizing a dealer or investment adviser to extend a delay under certain circumstances; requiring a dealer or investment adviser to notify the office within a specified timeframe after such extension begins; providing that the length of such delays may be shortened or extended by a court of competent jurisdiction; providing that delays may be terminated by dealers or investment advisers under certain circumstances; requiring that certain records be made available to the office; providing immunity from administrative and civil liability for dealers, investment advisers, and associated persons who in good faith and exercising reasonable care comply with specified provisions; requiring dealers and investment advisers to develop certain training policies or programs; requiring dealers and investment advisers to conduct annual training for associated persons and maintain written records of compliance with such requirement; requiring dealers and investment advisers to develop, maintain, and enforce certain written procedures; providing construction; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 773—A bill to be entitled An act relating to medically essential electric utility service; amending s. 366.11, F.S.; specifying that the fact that certain electric utilities must provide medically essential electric service does not require them to otherwise be regulated by the Public Service Commission; amending s. 366.15, F.S.; revising and defining terms; providing notification requirements for electric utilities relating to the certification process for obtaining medically essential electric service and service disconnection; providing certification requirements for customers; specifying duties of electric utilities; revising penalties for falsification of such certification; providing construction; creating s. 456.45, F.S.; requiring certain health care practitioners to inform certain patients of such certification process; requiring

such practitioners to provide patients with completed medical certifications and document the certification; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HM 443—A memorial to the President of the United States, urging the President to support the establishment of the United States Space Force and the United States Space Command in Florida.

WHEREAS, on December 18, 2018, the Presidential Memorandum announced the establishment of the United States Space Command (USSPACECOM) as a unified combatant command that would be responsible for Joint Force space operations, and

WHEREAS, on February 19, 2019, Space Policy Directive-4 was signed, ordering the United States Department of Defense to "develop a legislative proposal to establish a United States Space Force as a sixth branch of the United States Armed Forces within the Department of the Air Force," and

WHEREAS, under this proposal, the Space Force would organize, train, and equip military space forces to ensure unfettered access to space and enable prompt and sustained offensive and defensive space operations in protecting our national security and economic interests, and

WHEREAS, as the most military friendly state in the country with a fast-growing commercial aerospace industry, Florida is the ideal location for the Space Force and USSPACECOM, and

WHEREAS, in addition to an already existing infrastructure and a highly trained workforce, Florida has enduring partnerships with both the United States Air Force and the National Aeronautics and Space Administration, and

WHEREAS, Florida is home to several important and strategic facilities and Air Force bases, including the Kennedy Space Center on Merritt Island, Cape Canaveral Air Force Station, MacDill Air Force Base in Tampa, Tyndall Air Force Base in Panama City, Eglin Air Force Base in Valparaiso, and Patrick Air Force Base in Cocoa Beach, which currently provides space launch operations support through the 45th Space Wing, and

WHEREAS, 3 of the 10 current unified combatant commands are located in Florida: the United States Southern Command, based in Doral, which oversees operations in Central and South America and the Caribbean; the United States Central Command, based in Tampa, which oversees operations in the Middle East and Central and South Asia; and the United States Special Operations Command, based in Tampa, which oversees the special operations missions of the five military branches, and

WHEREAS, since the first rocket launch at Cape Canaveral in 1950, Florida has served as the launchpad of our country's achievements in space, and

WHEREAS, the Florida Legislature believes that Florida is the ideal location for the new military branch and the 11th unified combatant command, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the President of the United States is urged to support the establishment of the United States Space Force and the United States Space Command in Florida.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time by title. On motion by Rep. Sirois, the memorial was adopted and, under Rule 11.7(i), immediately certified to the Senate.

CS/CS/HB 133—A bill to be entitled An act relating to towing and immobilizing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; authorizing local governments to enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; creating ss. 125.01047 and 166.04465, F.S.; prohibiting

counties or municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term "towing business"; providing exceptions; amending s. 323.002, F.S.; prohibiting counties or municipalities from adopting or maintaining in effect certain ordinances or rules that impose charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control or the lienholder of a vehicle or vessel under certain conditions; providing an exception; prohibiting counties or municipalities from enacting certain ordinances or rules that require authorized wrecker operators to accept a specified form of payment; providing exceptions; providing applicability; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; amending s. 715.07, F.S.; revising a requirement regarding notices and signs concerning the towing or removal of vehicles or vessels; prohibiting counties or municipalities from enacting certain ordinances or rules that require towing businesses to accept a specified form of payment; providing an effective date.

—was read the second time by title.

Representative McClain offered the following:

(Amendment Bar Code: 220279)

Amendment 1—Remove lines 139-140 and insert:
authorized person in control of a vehicle or vessel. The fee or charge may not

Rep. McClain moved the adoption of the amendment, which was adopted.

Representative McClain offered the following:

(Amendment Bar Code: 102637)

Amendment 2 (with directory and title amendments)—Between lines 270 and 271, insert:

(6) A vehicle or vessel that is stored pursuant to subsection (2) and remains unclaimed, or for which reasonable charges for recovery, towing, or storing remain unpaid, and any contents not released pursuant to subsection (10), may be sold by the owner or operator of the storage space for such towing or storage charge 35 days after the vehicle or vessel is stored by the lienor if the vehicle or vessel is more than 3 years of age or 50 days after the vehicle or vessel is stored by the lienor if the vehicle or vessel is 3 years of age or less. The sale shall be at public sale for cash. If the date of the sale was not included in the notice required in subsection (4), notice of the sale shall be given to the person in whose name the vehicle or vessel is registered and to all persons claiming a lien on the vehicle or vessel as shown on the records of the Department of Highway Safety and Motor Vehicles or of any corresponding agency in any other state in which the vehicle is identified through a records check of the National Motor Vehicle Title Information System or an equivalent commercially available system as being titled. Notice of the sale must be sent by certified mail. The notice must have clearly identified and printed, if the claim of lien is for a motor vehicle, the last 8 digits of the vehicle identification number of the motor vehicle subject to the lien, or, if the claim of lien is for a vessel, the hull identification number of the vessel subject to the lien, in the delivery address box and on the outside of the envelope sent to the registered owner and all other persons claiming an interest therein or lien thereon. The notice must be sent to the owner of the vehicle or vessel and the person having the recorded lien on the vehicle or vessel at the address shown on the records of the registering agency at least 30 ~~45~~ days before the sale of the vehicle or vessel. The notice must state the name, physical address, and telephone number of the lienor, and the vehicle identification number if the claim of lien is for a vehicle or the hull identification number if the claim of lien is for a vessel, all of which must also appear in the return address section on the outside of the envelope containing the notice of sale. After diligent search and inquiry, if the name and address of the registered owner or the owner of the recorded lien cannot be ascertained, the requirements of notice by mail may be dispensed with. In addition to the notice by mail, public notice of the time and place of sale shall be made by publishing a notice thereof one

time, at least 10 days before the date of the sale, in a newspaper of general circulation in the county in which the sale is to be held. The proceeds of the sale, after payment of reasonable towing and storage charges, and costs of the sale, in that order of priority, shall be deposited with the clerk of the circuit court for the county if the owner or lienholder is absent, and the clerk shall hold such proceeds subject to the claim of the owner or lienholder legally entitled thereto. The clerk shall be entitled to receive 5 percent of such proceeds for the care and disbursement thereof. The certificate of title issued under this law shall be discharged of all liens unless otherwise provided by court order. The owner or lienholder may file a complaint after the vehicle or vessel has been sold in the county court of the county in which it is stored. Upon determining the respective rights of the parties, the court may award damages, attorney fees, and costs in favor of the prevailing party.

DIRECTORY AMENDMENT

Remove lines 246-247 and insert:

Section 6. Subsections (2) and (6) of section 713.78, Florida Statutes, are amended to read:

TITLE AMENDMENT

Remove line 25 and insert:

to recover specified fees or charges; revising the timeframe within which the notice of sale must be sent to certain entities; amending s.

Rep. McClain moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 131—A bill to be entitled An act relating to security in trial court facilities; amending s. 30.15, F.S.; requiring sheriffs to coordinate with certain boards of county commissioners and chief judges to develop a comprehensive plan for security of trial court facilities; specifying that sheriffs and chief judges retain certain authorities; specifying that sheriffs and their deputies, employees, and contractors are officers of the court under specified circumstances; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

THE SPEAKER PRO TEMPORE IN THE CHAIR

CS/HB 103—A bill to be entitled An act relating to subpoenas; amending s. 92.605, F.S.; revising the definition of the term "properly served"; authorizing an applicant to petition a court to compel compliance with a subpoena; authorizing a court to address noncompliance as indirect criminal contempt and impose a daily fine; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 491—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that a candidate may give certain surplus funds to the state or a political subdivision to be disbursed in a specified manner; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HJR 157—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to limit the terms of office for a member of a district school board.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

Consideration of **CS/HB 171** was temporarily postponed.

HB 725—A bill to be entitled An act relating to workforce education; amending s. 1011.80, F.S.; revising the workforce education programs that school district career centers are authorized to conduct; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 523—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board or developmental research school participating in the Mastery-based Education Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board or developmental research school participating in the Mastery-based Education Program to use an alternative interpretation of letter grades for certain students; requiring participating district school boards and developmental research schools to use the current 4-point scale in determining student grade point averages; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program; authorizing public school districts and developmental research schools to submit applications for the program; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include fair and equitable access for students who graduate with a standard high school diploma and have earned high school credit through mastery-based education; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 37—A bill to be entitled An act relating to school bus safety; amending s. 318.18, F.S.; revising civil penalties for certain violations relating to stopping for a school bus; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 81—A bill to be entitled An act relating to Medicaid school-based services; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; removing a requirement specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; removing an obsolete provision; amending s. 409.9072, F.S.; revising a requirement for the agency's reimbursement of school-based services to certain private and charter schools; conforming a provision to changes made by the act; removing a requirement that certain health care practitioners be enrolled as Medicaid providers; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 437—A bill to be entitled An act relating to nurse registries; amending s. 440.13, F.S.; authorizing the use of licensed nurse registries for the placement of attendant care provided for workers' compensation purposes; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 827—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; revising legislative intent; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; providing

for licensure of recovery care centers by the Agency for Health Care Administration; creating s. 395.0171, F.S.; providing criteria for the admission of patients to recovery care centers; requiring recovery care centers to have emergency care, transfer, and discharge protocols; authorizing the agency to adopt rules; amending s. 395.1055, F.S.; prohibiting recovery care centers from providing recovery care services to certain children until certain minimum standards are established by agency rule; conforming provisions to changes made by the act; requiring the agency to adopt rules establishing separate, minimum standards for the care and treatment of patients in recovery care centers; amending s. 395.10973, F.S.; directing the agency to enforce special-occupancy provisions of the Florida Building Code applicable to recovery care centers; amending s. 408.802, F.S.; providing applicability of the Health Care Licensing Procedures Act to recovery care centers; amending s. 408.820, F.S.; exempting recovery care centers from specified minimum licensure requirements; amending ss. 385.211, 394.4787, and 409.975, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 747—A bill to be entitled An act relating to coverage for air ambulance services; creating ss. 627.42397 and 641.514, F.S.; providing definitions; requiring health insurers and health maintenance organizations, respectively, to provide reasonable reimbursement to air ambulance services for certain covered services; providing that such reimbursement may be reduced only by certain amounts; providing that payment in full of copayments, coinsurance, and deductibles by insureds and subscribers, respectively, constitutes accord and satisfaction and release of specified claims in connection with air ambulance services; providing nonseverability; providing an effective date.

—was read the second time by title.

Representative Williamson offered the following:

(Amendment Bar Code: 082603)

Amendment 1 (with title amendment)—Remove lines 33-78 and insert: term does not include the amount of billed charges for the cost of services rendered.

(2) A health insurance policy must require a health insurer to provide reasonable reimbursement to an air ambulance service for covered nonemergency and emergency services provided to an insured in accordance with the coverage terms of the policy. Such reasonable reimbursement may be reduced only by applicable copayments, coinsurance, and deductibles. Payment in full by the insured of his or her applicable copayment, coinsurance, or deductible constitutes an accord and satisfaction of, and constitutes a release of, any claim for additional moneys owed by the insured to the health insurer or to any person or entity in connection with the air ambulance service.

Section 2. Section 641.514, Florida Statutes, is created to read:

641.514 Coverage for air ambulance services.—

(1) As used in this section, the term:

(a) "Air ambulance service" has the same meaning as provided in s. 401.23.

(b) "Health maintenance organization" has the same meaning as provided in s. 641.19(12).

(c) "Reasonable reimbursement" means reimbursement that considers the direct cost to provide the air ambulance transportation service to the subscriber, the operation of an air ambulance service by a county which operates entirely within a designated area of critical state concern as determined by the Department of Economic Opportunity, and in-network reimbursement established by the health maintenance organization for the specific contract. The term does not include the amount of billed charges for the cost of services rendered.

(2) A health maintenance contract must require a health maintenance organization to provide reasonable reimbursement to an air ambulance service for covered nonemergency and emergency services provided to a

subscriber in accordance with the coverage terms of the contract. Such reasonable reimbursement may be reduced only by applicable copayments, coinsurance, and deductibles. Payment in full by the subscriber of his or her applicable copayment, coinsurance, or deductible constitutes an accord and satisfaction of, and constitutes a release of, any claim for additional moneys owed by the subscriber to the health maintenance organization or to any person or entity in connection with the air ambulance service.

Section 3. Nothing in this act shall be construed to give retroactive application or to impair any contract existing before or on the effective date of this act, or to otherwise restrict the ability of an air ambulance service, as defined in s. 401.23, Florida Statutes, to contract to provide nonemergency and emergency services.

Section 4. The Division of Law Revision is directed to replace the phrase "the effective date of this act" wherever it occurs in this act with the date this act becomes a law.

TITLE AMENDMENT

Remove line 13 and insert:

connection with air ambulance services; providing construction; providing a directive to the Division of Law Revision; providing

Rep. Williamson moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 471—A bill to be entitled An act relating to the Council on Physician Assistants; amending ss. 458.347 and 459.022, F.S.; revising requirements relating to the Council on Physician Assistants membership; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 599—A bill to be entitled An act relating to consultant pharmacists; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy"; amending s. 465.0125, F.S.; requiring a pharmacist to complete additional training to be licensed as a consultant pharmacist; authorizing a consultant pharmacist to perform specified services under certain conditions; prohibiting a consultant pharmacist from modifying or discontinuing medicinal drugs prescribed by a health care practitioner under certain conditions; revising the responsibilities of a consultant pharmacist; requiring a consultant pharmacist and a collaborating practitioner to maintain written collaborative practice agreements; requiring written collaborative practice agreements to be made available upon request from or upon inspection by the Department of Health; prohibiting a consultant pharmacist from diagnosing any disease or condition; defining the term "health care facility"; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 1087—A bill to be entitled An act relating to domestic violence services; amending s. 39.902, F.S.; deleting the definition of the term "coalition"; amending s. 39.903, F.S.; revising the duties of the Department of Children and Families in relation to the domestic violence program; repealing s. 39.9035, F.S., relating to the duties and functions of the Florida Coalition Against Domestic Violence with respect to domestic violence; amending s. 39.904, F.S.; requiring the department to provide a specified report; amending s. 39.905, F.S.; revising the requirements of domestic violence centers; amending s. 39.9055, F.S.; removing the coalition from the capital improvement grant program process; amending ss. 39.8296, 381.006, 381.0072, 383.402, 402.40, 741.316, 753.03, 943.1701, and 1004.615, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Rep. Williams moved that a late-filed amendment be allowed for consideration, which was not agreed to by the required two-thirds vote.

Representative Fernandez-Barquin offered the following:

(Amendment Bar Code: 680903)

Amendment 1—Remove line 483 and insert:

Section 16. This act shall take effect upon becoming a law.

Rep. Fernandez-Barquin moved the adoption of the amendment, which was adopted.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 43—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.820, F.S.; revising the definition of the term "guardian ad litem;" amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; revising the membership of the Statewide Guardian Ad Litem Curriculum Committee; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; authorizing the Department of Children and Families and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring a report to the Legislature and Governor under specified conditions; creating s. 943.17298, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete such training as part of either basic recruit training or continuing training or education by a specified date; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 265 was taken up. On motion by Rep. Grall, the House agreed to substitute CS for CS for SB 404 for HB 265 and read CS for CS for SB 404 the second time by title. Under Rule 5.17, the House bill was laid on the table.

CS for CS for SB 404—A bill to be entitled An act relating to abortion; amending s. 390.0111, F.S.; reclassifying the criminal offense for a specified violation; amending s. 390.0114, F.S.; revising the short title; prohibiting physicians from performing or inducing the termination of the pregnancy of a minor unless specified requirements are satisfied; requiring a physician to obtain written consent from a minor's parent or legal guardian before performing or inducing a termination of the pregnancy of a minor; requiring the consenting parent or legal guardian to provide specified proof of identification and a specified document to the physician; providing requirements for the document; providing exceptions to such consent requirement; providing criminal penalties for physicians; revising provisions

relating to the procedures for judicial waiver to conform to changes made by the act; amending s. 27.511, F.S.; conforming a provision to changes made by the act; amending s. 743.065, F.S.; conforming a provision to changes made by the act; providing severability; providing an effective date.

—was read the second time by title.

Representative Polsky offered the following:

(Amendment Bar Code: 584395)

Amendment 1 (with directory and title amendments)—Remove lines 46-142 and insert:

(2) DEFINITIONS.—As used in this section, the term:

(a) "Actual notice" means notice that is given directly, in person or by telephone, to a parent or ~~legal~~ guardian of a minor, by a physician, at least 48 hours before the inducement or performance of a termination of pregnancy, and documented in the minor's files.

(b) "Child abuse" means abandonment, abuse, harm, mental injury, neglect, physical injury, or sexual abuse of a child as those terms are defined in ss. 39.01, 827.04, and 984.03.

(c) "Constructive notice" means notice that is given in writing, signed by the physician, and mailed at least 72 hours before the inducement or performance of the termination of pregnancy, to the last known address of the parent or ~~legal~~ guardian of the minor, by first-class mail and by certified mail, return receipt requested, and delivery restricted to the parent or ~~legal~~ guardian. After the 72 hours have passed, delivery is deemed to have occurred.

(d) "Guardian" means, with respect to a minor seeking notice or consent under this section, one of the following individuals:

1. The minor's biological mother or father.

2. The minor's stepmother or stepfather.

3. If the child is a ward, as defined in s. 744.102(22), the guardian appointed by the state for the minor.

4. The minor's grandmother or grandfather.

5. The minor's aunt or uncle.

6. Any trusted adult or relative with whom the minor has lived for at least 6 months.

7. A mental health professional identified in s. 490.003(7) or (8) or s. 491.003(13).

(e)~~(d)~~ "Medical emergency" means a condition that, on the basis of a physician's good faith clinical judgment, so complicates the medical condition of a pregnant woman as to necessitate the immediate termination of her pregnancy to avert her death, or for which a delay in the termination of her pregnancy will create serious risk of substantial and irreversible impairment of a major bodily function.

(g)~~(e)~~ "Sexual abuse" has the meaning ascribed in s. 39.01.

(f) "Minor" means a person under the age of 18 years.

(3) **TERMINATION OF THE PREGNANCY OF A MINOR.**—A physician may not perform or induce the termination of a pregnancy of a minor unless the physician has complied with the notice and consent requirements of this section.

~~(4)(3)~~ **NOTIFICATION REQUIRED.**—

(a) Actual notice shall be provided by the physician performing or inducing the termination of pregnancy before the performance or inducement of the termination of the pregnancy of a minor. The notice may be given by a referring physician. The physician who performs or induces the termination of pregnancy must receive the written statement of the referring physician certifying that the referring physician has given notice. If actual notice is not possible after a reasonable effort has been made, the physician performing or inducing the termination of pregnancy or the referring physician must give constructive notice. Notice given under this subsection by the physician performing or inducing the termination of pregnancy must include the name and address of the facility providing the termination of pregnancy and the name of the physician providing notice. Notice given under this subsection by a referring physician must include the name and address of the facility where he or she is referring the minor and the name of the physician providing notice. If actual notice is provided by telephone, the physician

must actually speak with the parent or guardian, and must record in the minor's medical file the name of the parent or guardian provided notice, the phone number dialed, and the date and time of the call. If constructive notice is given, the physician must document that notice by placing copies of any document related to the constructive notice, including, but not limited to, a copy of the letter and the return receipt, in the minor's medical file. Actual notice given by telephone shall be confirmed in writing, signed by the physician, and mailed to the last known address of the parent or ~~legal~~ guardian of the minor, by first-class mail and by certified mail, return receipt requested, with delivery restricted to the parent or ~~legal~~ guardian.

(b) Notice is not required if:

1. In the physician's good faith clinical judgment, a medical emergency exists and there is insufficient time for the attending physician to comply with the notification requirements. If a medical emergency exists, the physician shall make reasonable attempts, whenever possible, without endangering the minor, to contact the parent or ~~legal~~ guardian, and may proceed, but must document reasons for the medical necessity in the patient's medical records. The physician shall provide notice directly, in person or by telephone, to the parent or ~~legal~~ guardian, including details of the medical emergency and any additional risks to the minor. If the parent or ~~legal~~ guardian has not been notified within 24 hours after the termination of the pregnancy, the physician shall provide notice in writing, including details of the medical emergency and any additional risks to the minor, signed by the physician, to the last known address of the parent or ~~legal~~ guardian of the minor, by first-class mail and by certified mail, return receipt requested, with delivery restricted to the parent or ~~legal~~ guardian;

2. Notice is waived in writing by the person who is entitled to notice and such waiver is notarized, dated not more than 30 days before the termination of pregnancy, and contains a specific waiver of the right of the parent or ~~legal~~ guardian to notice of the minor's termination of pregnancy;

3. Notice is waived by the minor who is or has been married or has had the disability of nonage removed under s. 743.015 or a similar statute of another state;

4. Notice is waived by the patient because the patient has a minor child dependent on her; or

5. Notice is waived under subsection ~~(6)~~ ~~(4)~~.

(c) Violation of this subsection by a physician constitutes grounds for disciplinary action under s. 458.331 or s. 459.015.

(5) PARENTAL CONSENT REQUIRED.—

(a) A physician must obtain written consent from a parent or guardian before performing or inducing the termination of a pregnancy of a minor.

1. The consenting parent or guardian shall provide to the physician a copy of a government-issued proof of identification and written documentation establishing that he or she is the lawful parent or guardian of the minor. The parent or guardian shall certify in a signed, dated, and notarized document, initialed on each page, that he or she consents to the termination of the pregnancy of the minor. The document must include the following statement, which must precede the signature of the parent or guardian: "I, (insert name of parent or guardian), am the (select "parent" or "guardian," as appropriate) of (insert name of minor) and give consent for (insert name of physician) to perform or induce a termination of pregnancy on her. Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated in it are true." A copy of the parent's or guardian's government-issued proof of identification establishing that he or she is the minor's lawful parent or guardian must be attached to the notarized document.

2. The physician shall keep a copy of the proof of identification of the parent or guardian and the certified statement in the medical file of the minor for 5 years after the minor reaches the age of 18 years, but in no event less than 7 years.

3. A physician receiving consent from a parent or guardian under this section shall execute for inclusion in the medical record of the minor an affidavit stating: "I, (insert name of physician), certify that, according to my best information and belief, a reasonable person under similar circumstances would rely on the information presented by both the minor and her parent or guardian as sufficient evidence of identity."

(b) The consent of a parent or guardian is not required if:

1. Notification is not required as provided in subparagraph (4)(b)1., subparagraph (4)(b)3., subparagraph (4)(b)4., or subparagraph (4)(b)5.;

2. Notification is not required due to the existence of a waiver as provided in subparagraph (4)(b)2., if that waiver is signed by the minor's parent or guardian, is notarized, is dated within 30 days before the termination of the pregnancy, contains a specific waiver of the right of the parent or guardian to consent to the minor's termination of pregnancy, and a copy of a government-issued proof of identification and written documentation establishing that the person who signed the waiver is the lawful parent or guardian, as applicable, of the minor is attached to the waiver;

3. Consent is waived under subsection (6); or

4. In the physician's good faith clinical judgment, a medical emergency exists and there is insufficient time for the attending physician to comply with the consent requirement. If a medical emergency exists, the physician must make reasonable attempts, whenever possible, and without endangering the minor, to contact the parent or guardian of the minor, and may proceed, but must document reasons for the medical necessity in the minor patient's medical records. The physician shall inform the parent or guardian, in person or by telephone, within 24 hours after the termination of the pregnancy of the minor, including details of the medical emergency that necessitated the termination of the pregnancy without the parent's or guardian's consent. The physician shall also provide this information in writing to the parent or guardian at his or her last known address, by first-class mail or by certified mail, return receipt requested, with delivery restricted to the parent or guardian.

DIRECTORY AMENDMENT

Remove lines 37-42 and insert:

Section 2. Section 390.01114, Florida Statutes, is amended to read:

TITLE AMENDMENT

Remove lines 5-11 and insert:

revising the short title; revising definitions and defining the term "guardian"; prohibiting physicians from performing or inducing the termination of the pregnancy of a minor unless specified requirements are satisfied; requiring a physician to obtain written consent from a minor's parent or guardian before performing or inducing a termination of the pregnancy of a minor; requiring the consenting parent or

Rep. Polsky moved the adoption of the amendment, which failed of adoption.

Representative Geller offered the following:

(Amendment Bar Code: 329461)

Amendment 2—Remove lines 71-126 and insert:

2. A licensed mental health counselor, a licensed psychologist, or a licensed psychiatrist certifies in the minor's medical record that abortion is in the best interest of the minor's mental health;

3. Notice is waived in writing by the person who is entitled to notice and such waiver is notarized, dated not more than 30 days before the termination of pregnancy, and contains a specific waiver of the right of the parent or legal guardian to notice of the minor's termination of pregnancy;

~~4.3.~~ Notice is waived by the minor who is or has been married or has had the disability of nonage removed under s. 743.015 or a similar statute of another state;

~~5.4.~~ Notice is waived by the patient because the patient has a minor child dependent on her; or

~~6.5.~~ Notice is waived under subsection (6) ~~(4)~~.

(5) PARENTAL CONSENT REQUIRED.—

(a) A physician must obtain written consent from a parent or legal guardian before performing or inducing the termination of a pregnancy of a minor.

1. The consenting parent or legal guardian shall provide to the physician a copy of a government-issued proof of identification and written documentation establishing that he or she is the lawful parent or legal

guardian of the minor. The parent or legal guardian shall certify in a signed, dated, and notarized document, initialed on each page, that he or she consents to the termination of the pregnancy of the minor. The document must include the following statement, which must precede the signature of the parent or guardian: "I, (insert name of parent or legal guardian), am the (select "parent" or "legal guardian," as appropriate) of (insert name of minor) and give consent for (insert name of physician) to perform or induce a termination of pregnancy on her. Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated in it are true." A copy of the parent's or legal guardian's government-issued proof of identification establishing that he or she is the minor's lawful parent or legal guardian must be attached to the notarized document.

2. The physician shall keep a copy of the proof of identification of the parent or legal guardian and the certified statement in the medical file of the minor for 5 years after the minor reaches the age of 18 years, but in no event less than 7 years.

3. A physician receiving consent from a parent or guardian under this section shall execute for inclusion in the medical record of the minor an affidavit stating: "I, (insert name of physician), certify that, according to my best information and belief, a reasonable person under similar circumstances would rely on the information presented by both the minor and her parent or legal guardian as sufficient evidence of identity."

(b) The consent of a parent or guardian is not required if:

1. Notification is not required as provided in subparagraph (4)(b)1., subparagraph (4)(b)3., subparagraph (4)(b)4., or subparagraph (4)(b)5.;

2. Notification is not required due to the existence of a waiver as provided in subparagraph (4)(b)2., if that waiver is signed by the minor's parent or legal guardian, is notarized, is dated within 30 days before the termination of the pregnancy, contains a specific waiver of the right of the parent or legal guardian to consent to the minor's termination of pregnancy, and a copy of a government-issued proof of identification and written documentation establishing that the person who signed the waiver is the lawful parent or legal guardian, as applicable, of the minor is attached to the waiver;

3. Consent is waived under subsection (6);

4. A licensed mental health counselor, a licensed psychologist, or a licensed psychiatrist certifies in the minor's medical record that abortion is in the best interest of the minor's mental health; or

5. In the physician's good faith clinical judgment, a

Rep. Geller moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 445

Representative Magar in the Chair.

Yeas—43

Alexander	Duran	Hogan Johnson	Slosberg
Ausley	Eskamani	Jenne	Smith, C.
Brown	Fernández	Jones	Stark
Casello	Fitzenhagen	Joseph	Thompson
Cortes, J.	Geller	McGhee	Valdés
Cummings	Goff-Marcil	Mercado	Watson, B.
Daley	Good	Newton	Watson, C.
Davis	Gottlieb	Polo	Webb
Diamond	Grant, M.	Polsky	Willhite
Driskell	Grieco	Pritchett	Williams
DuBose	Hattersley	Silvers	

Nays—70

Aloupis	Caruso	Grall	Magar
Altman	Clemons	Grant, J.	Maggard
Andrade	DiCeglie	Gregory	Mariano
Avila	Donalds	Hage	Massullo
Bell	Drake	Hill	McClain
Beltran	Duggan	Ingoglia	McClure
Brannan	Eagle	Killebrew	Oliva
Buchanan	Fernandez-Barquin	La Rosa	Overdorf
Burton	Fetterhoff	LaMarca	Payne
Bush	Fine	Latvala	Perez
Byrd	Fischer	Leek	Pigman

Plakon	Rodriguez, A.	Sirois	Tomkow	Killebrew	Oliva	Rodriguez, R.	Stevenson
Ponder	Rodriguez, A. M.	Smith, D.	Trumbull	La Rosa	Overdorf	Rodriguez, A.	Stone
Raschein	Rommel	Sprowls	Williamson	LaMarca	Payne	Rodriguez, A. M.	Sullivan
Renner	Roth	Stevenson	Yarborough	Latvala	Perez	Rommel	Toledo
Roach	Sabatini	Stone	Zika	Leek	Pigman	Roth	Tomkow
Robinson	Santiago	Sullivan		Magar	Plakon	Sabatini	Trumbull
Rodriguez, R.	Shoaf	Toledo		Maggard	Ponder	Santiago	Williamson
				Mariano	Raschein	Shoaf	Yarborough
				Massullo	Renner	Sirois	Zika
				McClain	Roach	Smith, D.	
				McClure	Robinson	Sprowls	

Votes after roll call:

Yeas to Nays—Cummings, Grant, M.

Representative Polo offered the following:

(Amendment Bar Code: 800009)

Amendment 3 (with title amendment)—Remove lines 86-124 and insert:

1. The parent or legal guardian shall certify in a signed, dated, and notarized document, initialed on each page, that he or she consents to the termination of the pregnancy of the minor. The document must include the following statement, which must precede the signature of the parent or guardian: "I, (insert name of parent or legal guardian), am the (select "parent" or "legal guardian," as appropriate) of (insert name of minor) and give consent for (insert name of physician) to perform or induce a termination of pregnancy on her. Under penalties of perjury, I declare that I have read the foregoing statement and that the facts stated in it are true."

2. The physician shall keep a copy of the certified statement in the medical file of the minor for 5 years after the minor reaches the age of 18 years, but in no event less than 7 years.

(b) The consent of a parent or guardian is not required if:

1. Notification is not required as provided in subparagraph (4)(b)1., subparagraph (4)(b)3., subparagraph (4)(b)4., or subparagraph (4)(b)5.;

2. Notification is not required due to the existence of a waiver as provided in subparagraph (4)(b)2., if that waiver is signed by the minor's parent or legal guardian, is notarized, is dated within 30 days before the termination of the pregnancy, and contains a specific waiver of the right of the parent or legal guardian to consent to the minor's termination of pregnancy;

TITLE AMENDMENT

Remove lines 11-14 and insert:

of a minor; requiring the consenting parent or legal guardian to provide a specified document to the physician; providing requirements for the document; providing exceptions to

Rep. Polo moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 446

Representative Magar in the Chair.

Yeas—41

Alexander	Duran	Jones	Stark
Antone	Eskamani	Joseph	Thompson
Ausley	Fernández	McGhee	Valdés
Brown	Geller	Mercado	Watson, B.
Casello	Goff-Marcil	Newton	Watson, C.
Cortes, J.	Good	Polo	Webb
Daley	Gottlieb	Polsky	Willhite
Davis	Grieco	Pritchett	Williams
Diamond	Hattersley	Silvers	
Driskell	Hogan Johnson	Slosberg	
DuBose	Jenne	Smith, C.	

Nays—74

Aloupis	Burton	Donalds	Fitzenhagen
Altman	Bush	Drake	Grall
Andrade	Byrd	Duggan	Grant, J.
Avila	Caruso	Eagle	Grant, M.
Bell	Clemons	Fernandez-Barquin	Gregory
Beltran	Cummings	Fetterhoff	Hage
Brannan	Daniels	Fine	Hill
Buchanan	DiCeglie	Fischer	Ingoglia

Representative Geller offered the following:

(Amendment Bar Code: 723957)

Amendment 4 (with title amendment)—Between lines 163 and 164, insert:

(d) A minor who uses a false and counterfeit driver license or identification card to misrepresent her age or identity in order to obtain an abortion is immune from criminal prosecution that otherwise could be imposed for such conduct.

TITLE AMENDMENT

Remove line 16 and insert:

for physicians; providing minors with immunity from criminal prosecution under certain circumstances; revising provisions relating to the

Rep. Geller moved the adoption of the amendment, which failed of adoption.

Representative Polsky offered the following:

(Amendment Bar Code: 841177)

Amendment 5 (with title amendment)—Remove lines 165-167 and insert:

(a) A minor may petition any circuit court within the jurisdiction of the district court of appeal in which the minor resides for a waiver of the notice requirements of this section subsection (2) and may participate in proceedings on her

TITLE AMENDMENT

Remove line 16 and insert:

for physicians; authorizing a minor to file a petition for judicial waiver in any circuit court within the jurisdiction of the appellate district in which she resides; revising provisions relating to the

Rep. Polsky moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 447

Representative Magar in the Chair.

Yeas—45

Alexander	DuBose	Hogan Johnson	Smith, C.
Altman	Duran	Jenne	Stark
Antone	Eskamani	Jones	Thompson
Ausley	Fernández	Joseph	Valdés
Brown	Fitzenhagen	McGhee	Watson, B.
Casello	Geller	Mercado	Watson, C.
Cortes, J.	Goff-Marcil	Newton	Webb
Daley	Good	Polo	Willhite
Daniels	Gottlieb	Polsky	Williams
Davis	Grieco	Pritchett	
Diamond	Hart	Silvers	
Driskell	Hattersley	Slosberg	

Nays—71

Aloupis	Fernandez-Barquin	Mariano	Rommel
Andrade	Fetterhoff	Massullo	Roth
Avila	Fine	McClain	Sabatini
Bell	Fischer	McClure	Santiago
Beltran	Grall	Oliva	Shoaf
Brannan	Grant, J.	Overdorf	Sirois
Buchanan	Grant, M.	Payne	Smith, D.
Burton	Gregory	Perez	Spowls
Bush	Hage	Pigman	Stevenson
Byrd	Hill	Plakon	Stone
Caruso	Ingoglia	Ponder	Sullivan
Clemons	Killebrew	Raschein	Toledo
Cummings	La Rosa	Renner	Tomkow
DiCeglie	LaMarca	Roach	Trumbull
Donalds	Latvala	Robinson	Williamson
Drake	Leek	Rodriguez, R.	Yarborough
Duggan	Magar	Rodriguez, A.	Zika
Eagle	Maggard	Rodriguez, A. M.	

Representative Geller offered the following:

(Amendment Bar Code: 960011)

Amendment 6 (with title amendment)—Remove lines 177-194 and insert:

(b)1. Court proceedings under this ~~section~~ ~~subsection~~ must be given precedence over other pending matters to the extent necessary to ensure that the court reaches a decision promptly. The court shall rule, and issue written findings of fact and conclusions of law, within 3 ~~calendar business~~ days after the petition is filed, except that the ~~3-calendar-day 3-business-day~~ limitation may be extended at the request of the minor. If the court fails to rule within the ~~3-calendar-day 3-business-day~~ period and an extension has not been requested, the minor may immediately petition for a hearing upon the expiration of the ~~3-calendar-day 3-business-day~~ period to the chief judge of the circuit, who must ensure a hearing is held within 48 hours after receipt of the minor's petition and an order is entered within 24 hours after the hearing.

2. If the circuit court does not grant judicial waiver of ~~the requirements of this section~~ ~~notice~~, the minor has the right to appeal. An appellate court must rule within 7 ~~calendar~~ days after receipt of appeal, but a ruling may be remanded with further instruction for a ruling within 3 ~~calendar business~~ days after the

TITLE AMENDMENT

Remove line 16 and insert:

for physicians; revising required timeframes for the disposition of petitions for judicial waivers; revising provisions relating to the

Rep. Geller moved the adoption of the amendment, which failed of adoption.

Representative Geller offered the following:

(Amendment Bar Code: 899143)

Amendment 7 (with title amendment)—Remove lines 185-189 and insert:

requested, the ~~petition is granted~~ ~~minor may immediately petition for a hearing upon the expiration of the 3 business day period to the chief judge of the circuit, who must ensure a hearing is held within 48 hours after receipt of the minor's petition and an order is entered within 24 hours after the hearing.~~

TITLE AMENDMENT

Remove line 18 and insert:

made by the act; providing that the petition for a judicial waiver is granted if the court fails to rule within a specified timeframe under certain circumstances; amending s. 27.511, F.S.; conforming

Rep. Geller moved the adoption of the amendment, which failed of adoption.

Representative Polo offered the following:

(Amendment Bar Code: 357437)

Amendment 8 (with title amendment)—Remove line 198 and insert: since the proceeding is a nonadversarial proceeding. If the circuit court does not grant judicial waiver of the requirements of this section, the minor has the right to bring a claim in a court of competent jurisdiction seeking recovery for mental and emotional distress against the state or the judge who denied the judicial waiver.

TITLE AMENDMENT

Remove line 18 and insert:

made by the act; providing that a minor has the right to bring a claim for mental or emotional distress in a court of competent jurisdiction against the state or the judge who denies a judicial waiver of the notice or consent requirements; amending s. 27.511, F.S.; conforming

Rep. Polo moved the adoption of the amendment, which failed of adoption.

Representative Jones offered the following:

(Amendment Bar Code: 568471)

Amendment 9 (with title amendment)—Remove lines 216-218 and insert:

g. Ability to understand and explain the medical risks of terminating her pregnancy based on medically accurate information and to apply that understanding to her decision.

h. Ability to understand and explain the medical risks of continuing her pregnancy based on medically accurate information and to apply that understanding to her decision.

TITLE AMENDMENT

Remove line 18 and insert:

made by the act; revising the factors the court must consider when it makes certain findings in judicial waiver proceedings; amending s. 27.511, F.S.; conforming

Rep. Jones moved the adoption of the amendment, which failed of adoption.

Representative Driskell offered the following:

(Amendment Bar Code: 252905)

Amendment 10 (with title amendment)—Remove line 223 and insert: inflicted by one or both of her parents or her guardian or that the petitioner is pregnant as a result of rape, incest as defined in s. 826.04, or human trafficking, or the court finds by

TITLE AMENDMENT

Remove line 18 and insert:

made by the act; requiring the court to grant a judicial waiver to a minor if it makes specified findings; amending s. 27.511, F.S.; conforming

Rep. Driskell moved the adoption of the amendment, which failed of adoption. The vote was:

Session Vote Sequence: 448

Representative Magar in the Chair.

Yeas—47

Alexander	DuBose	Hogan Johnson	Silvers
Antone	Duran	Jacquet	Slosberg
Ausley	Eskamani	Jenne	Smith, C.
Brown	Fernández	Jones	Stark
Bush	Fitzenhagen	Joseph	Thompson
Casello	Geller	McGhee	Valdés
Cortes, J.	Goff-Marcil	Mercado	Watson, B.
Daley	Good	Newton	Watson, C.
Daniels	Gottlieb	Omphroy	Webb
Davis	Grieco	Polo	Willhite
Diamond	Hart	Polsky	Williams
Driskell	Hattersley	Pritchett	

Nays—70

Aloupis	Fernandez-Barquin	Mariano	Rommel
Altman	Fetterhoff	Massullo	Sabatini
Andrade	Fine	McClain	Santiago
Avila	Fischer	McClure	Shoaf
Bell	Grall	Oliva	Sirois
Beltran	Grant, J.	Overdorf	Smith, D.
Brannan	Grant, M.	Payne	Sprowls
Buchanan	Gregory	Perez	Stevenson
Burton	Hage	Pigman	Stone
Byrd	Hill	Plakon	Sullivan
Caruso	Ingoglia	Ponder	Toledo
Clemons	Killebrew	Raschein	Tomkow
Cummings	La Rosa	Renner	Trumbull
DiCeglie	LaMarca	Roach	Williamson
Donalds	Latvala	Robinson	Yarborough
Drake	Leek	Rodriguez, R.	Zika
Duggan	Magar	Rodriguez, A.	
Eagle	Maggard	Rodriguez, A. M.	

Representative Jones offered the following:

(Amendment Bar Code: 341595)

Amendment 11 (with title amendment)—Remove line 229 and insert: notification of a parent or guardian. In determining a minor's best interest, the court shall consider whether the minor might suffer physical or emotional harm if the judicial waiver is denied. The best-interest standard

TITLE AMENDMENT

Remove line 16 and insert:

for physicians; requiring a court to consider whether the minor might suffer physical or emotional harm if a judicial waiver is denied; revising provisions relating to the

Rep. Jones moved the adoption of the amendment, which failed of adoption.

Representative Jones offered the following:

(Amendment Bar Code: 852719)

Amendment 12 (with title amendment)—Remove line 230 and insert: may does not include financial best interest or financial

TITLE AMENDMENT

Remove line 16 and insert:

for physicians; authorizing a court to include financial considerations in determining the best interest of the minor; revising provisions relating to the

Rep. Jones moved the adoption of the amendment, which failed of adoption.

Representative Jones offered the following:

(Amendment Bar Code: 969025)

Amendment 13 (with title amendment)—Between lines 266 and 267, insert:

(j) The parent or legal guardian of a minor who petitions the court for a judicial waiver of the requirements of this section is not considered an interested party and may not intervene in the proceedings initiated by the minor, including any related appeals.

TITLE AMENDMENT

Remove line 18 and insert:

made by the act; providing that a parent or legal guardian of a minor is not considered an interested party in judicial waiver proceedings initiated by the minor and may not intervene in such proceedings or related appeals; amending s. 27.511, F.S.; conforming

Rep. Jones moved the adoption of the amendment, which failed of adoption.

Representative Driskell offered the following:

(Amendment Bar Code: 956239)

Amendment 14 (with directory and title amendments)—Between lines 281 and 282, insert:

(9) MATERIALS AND INFORMATION.—

(a) The Office of the State Courts Administrator shall develop and publish materials informing the public of the procedures for judicial waiver under this subsection. The materials must be published in hard copy format and posted on the Office of the State Courts Administrator's website on the webpage provided in paragraph (c) in an easily downloadable format. The materials must include information that is stated in plain, easily understandable language corresponding to a grade 5 reading level and must include all of the following information:

1. An explanation that a minor who is unable to obtain parental consent or a waiver of parental notification for an abortion may petition a circuit court to obtain a judicial waiver.

2. A statement that any information that could be used to identify a minor who petitions the court for a judicial waiver is confidential and exempt from public disclosure, that judges and court staff must maintain that confidentiality, and that any personal identifying information contained in a court record must be kept confidential.

3. A step-by-step guide detailing the procedures for obtaining a judicial waiver, from the initiation of a petition for judicial waiver to a court's final ruling, and, if applicable, by county, an expected timeline for proceedings; where the minor can locate and obtain materials, physically or online; where and how a petition and any necessary paperwork may be filed; and a list of important deadlines.

4. A list of each county's clerk of the court, including addresses, office hours, and the direct contact information for a staff member who is familiar with the judicial waiver procedures in a particular circuit's jurisdiction.

5. Information about how to access the names and contact information for attorneys who provide services on a pro bono basis to minors seeking a judicial waiver.

6. Information about the evidentiary standard that the court is required to use when deciding whether to grant or deny a judicial waiver, including a list of evidence the minor must provide to the court during the hearing.

(b) The Office of the State Courts Administrator must provide an adequate amount of published materials in hard copy format to each clerk of the court and to each health care provider that offers abortion services which include all of the information required in subparagraph 1. regarding judicial waiver procedures.

(c) The Office of the State Courts Administrator must publish a clearly visible hyperlink on its website which directs the public to a stand-alone webpage. The webpage may not share a uniform resource locator (URL) with any other information and must contain all of the information required in subparagraph 1. The hyperlink to the URL must clearly identify that it

provides information regarding the judicial waiver procedures for a minor who is seeking to obtain an abortion without parental consent or notification.

(d) At least annually, the Office of the State Courts Administrator must review and, if necessary, update the materials and information required under this subsection for accuracy, including all contact information for the clerks of the court and the courthouses where a minor may file a petition for a judicial waiver.

DIRECTORY AMENDMENT

Remove line 40 and insert:
subsections (3), (5), and (9) are added to that section, and

TITLE AMENDMENT

Remove line 18 and insert:
made by the act; requiring the Office of the State Courts Administrator to develop and publish certain informational materials in hard copy format and online regarding procedures for obtaining judicial waivers; prescribing the format and content of the materials; providing for the distribution of the materials; requiring the office to publish a clearly visible website hyperlink to a specified webpage containing certain information on judicial waivers; requiring the office to annually review and update, as necessary, the informational materials, including certain specified information; amending s. 27.511, F.S.; conforming

Rep. Driskell moved the adoption of the amendment, which failed of adoption.

Representative Valdés offered the following:

(Amendment Bar Code: 879317)

Amendment 15 (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Section 390.01117, Florida Statutes, is created to read:

390.01117 Parental consent for abortion.—

(1) SHORT TITLE.—This section may be cited as the "Parental Consent for Abortion Act."

(2) DEFINITIONS.—As used in this section, the term:

(a) "Consent" means a notarized written statement signed by a minor and either her mother, her father, or her legal guardian declaring that the minor is pregnant, that she intends to seek an abortion, and that her mother, father, or legal guardian, as applicable, consents to the abortion.

(b) "Minor" means an unemancipated person younger than 18 years of age.

(c) "Statement of veto of abortion" means a written statement signed by a minor and either her mother, her father, or her legal guardian declaring that the minor is pregnant, that she desires an abortion, and that her mother, father, or legal guardian, as applicable, objects to the abortion, including a detailed explanation by the minor's mother, father, or legal guardian of the reasons for his or her veto of the abortion.

(3) CONSENT OF ONE PARENT OR LEGAL GUARDIAN REQUIRED.—A physician may not perform an abortion on a minor unless the physician has been presented with consent as defined in this section.

(4) EXCEPTIONS.—Consent is not required under subsection (3) if:

(a) The attending physician certifies in the minor's medical record that a medical emergency, as defined in s. 390.01114(2)(d), exists and there is insufficient time to obtain consent;

(b) The attending physician certifies in the minor's medical record that the minor's parent or legal guardian has failed to fully and properly complete a statement of veto of abortion within the required time limit established in subsection (5); or

(c) Consent is waived under subsection (7).

(5) PROCEDURE FOR STATEMENT OF VETO OF ABORTION.—

(a) A minor may request written documentation of a parent's or legal guardian's decision to veto an abortion in the form of a statement of veto of abortion.

(b) A parent or legal guardian who vetoes a minor's abortion must complete and sign the statement of veto of abortion within 3 days after the minor requests the statement. A parent's or legal guardian's failure to fully and properly complete a statement of veto of abortion within the required 3-day timeframe constitutes a waiver of the parent's or legal guardian's ability to veto the minor's abortion.

(c) Forms for a statement of veto of abortion shall be made available to a minor both online and in print by all of the following entities:

1. Any abortion provider.

2. Any crisis pregnancy center.

3. Any school counselor.

4. Any court participating in the judicial waiver process.

5. The Florida Department of Health.

(6) DUTIES AND LIABILITIES ASSOCIATED WITH STATEMENTS OF VETO OF ABORTION.—

(a) A parent or legal guardian who has completed a statement of veto of abortion is financially responsible for all medical costs associated with the continuation of a pregnancy as a result of the parent's or legal guardian's objection to the abortion, including, but not limited to, all of the following:

1. Medical appointments, procedures, and equipment.

2. Prescription medication.

3. Nonprescription medication.

4. Vitamins or nutritional supplements.

5. Psychological care.

6. Psychiatric care.

(b) A parent or legal guardian who has completed a statement of veto of abortion is financially responsible for all education costs ordinarily or customarily related to a child born as a result of the parent's or legal guardian's objection to the abortion, including, but not limited to, all of the following:

1. Costs associated with child care, such as day care or babysitting.

2. Pre-kindergarten.

3. Private education tuition and fees.

4. Parochial education tuition and fees.

5. Educational supplies, such as notebooks, pens, pencils, and backpacks.

6. Tutoring.

7. College or university tuition at a private or public institution.

8. Special education programs.

(c) A parent or legal guardian who has completed a statement of veto of abortion is financially responsible for all costs ordinarily and customarily related to providing food and housing for a child born as a result of the parent's or legal guardian's veto of abortion, including, but not limited to, all of the following:

1. Rent or mortgage for a living space.

2. Disposable or reusable diapers.

3. Clothing.

4. Food.

5. Hygiene items, such as toothbrushes, toothpaste, or sanitary napkins.

(7) PROCEDURE FOR JUDICIAL WAIVER OF CONSENT.—

(a) A minor may petition any circuit court in the district in which the minor resides for a waiver of the right of the mother, father, or legal guardian to veto an abortion and may participate in proceedings on her own behalf. The petition must include a statement that the minor is pregnant and is unemancipated, that a parent or a legal guardian of the minor has vetoed her right to an abortion, and that the minor wishes to obtain an abortion regardless of the express veto of her parent or legal guardian. The circuit court shall advise the minor that she has a right to court-appointed counsel and shall provide her with counsel upon her request. The court also may appoint a guardian ad litem for the minor. A guardian ad litem appointed under this subsection must maintain the confidentiality of the minor's identity.

(b) Court proceedings under this section shall be confidential and must ensure the anonymity of the minor. All court proceedings under this section shall be sealed. The minor may file her petition in the court using a pseudonym or using solely her initials. All documents related to this petition shall be confidential and may not be made available to the public. These proceedings shall be given precedence over other pending matters to the extent necessary to ensure that the court reaches a decision promptly. The court shall rule, and

issue written findings of fact and conclusions of law, within 3 business days after the petition is filed, except that the 3-business-day limitation may be extended at the request of the minor.

1. If the court fails to rule within the 3-business-day period and an extension has not been requested, the minor may immediately petition for a hearing upon the expiration of the 3-business-day period to the chief judge of the circuit, who must ensure that a hearing is held within 48 hours after receipt of the minor's petition and that an order is entered within 24 hours after the hearing.

2. If the circuit court does not grant a judicial waiver of consent, the minor has the right to an appeal. An appellate court must rule within 7 days after receipt of the appeal, but a ruling may be remanded with further instruction, in which case a ruling must be made within 3 business days after the remand. The reason for overturning a ruling on appeal must be based on abuse of discretion by the court and may not be based on the weight of the evidence presented to the circuit court, since the proceeding is a nonadversarial proceeding.

(c) If the court finds, by clear and convincing evidence, that the minor is sufficiently mature to decide whether to terminate her pregnancy, the court shall issue an order authorizing the minor to obtain an abortion without the consent of a parent or legal guardian. If the court does not make the finding specified in this paragraph or paragraph (d), it must dismiss the petition. The court shall consider whether there may be any undue influence by another on the minor's decision to have an abortion and all of the following factors concerning the minor:

1. Age.
2. Overall intelligence.
3. Emotional development and stability.
4. Credibility and demeanor as a witness.
5. Ability to accept responsibility.
6. Ability to assess both the immediate and long-range consequences of her choices.
7. Ability to understand and explain the medical risks of terminating her pregnancy and to apply that understanding to her decision.

(d) If the court finds, by a preponderance of the evidence, that the petitioner is the victim of child abuse or sexual abuse, as those terms are defined in s. 390.01114(2), inflicted by one or both of her parents or her legal guardian, or finds, by clear and convincing evidence, that requiring the consent of a parent or legal guardian is not in the best interest of the petitioner, the court shall issue an order authorizing the minor to obtain an abortion without the consent of a parent or legal guardian. The best-interest standard does not include financial best interest or financial considerations or the potential financial impact on the minor or her family if she does not terminate the pregnancy. If the court finds evidence of child abuse or sexual abuse of the petitioner by any person, the court shall report the evidence of child abuse or sexual abuse of the petitioner, as provided in s. 39.201. If the court does not make the finding specified in this paragraph or paragraph (c), it must dismiss the petition.

(e) If the court finds, by a preponderance of the evidence, that a statement of veto of abortion is based predominantly on the philosophical views of the parent or legal guardian, and not on the best interest of the minor, the court shall grant a judicial waiver of consent.

(f) A court that conducts proceedings under this section shall:

1. Provide for a written transcript of all testimony and proceedings;
2. Issue a final written order containing factual findings and legal conclusions supporting its decision, including factual findings and legal conclusions relating to the maturity of the minor as provided under paragraph (c); and
3. Order that a confidential record be maintained.

(g) All hearings under this section, including appeals, shall remain confidential and closed to the public, as provided by court rule.

(h) An expedited appeal shall be made available, as the Supreme Court provides by rule, to any minor to whom the circuit court denies a waiver of consent. An order authorizing an abortion without parental consent is not subject to appeal.

(i) Filing fees or court costs may not be required of any minor who petitions a court for a waiver of consent under this subsection at either the trial or the appellate level.

(j) A county is not required to pay the salaries, costs, or expenses of any counsel appointed by the court under this subsection.

(8) RULEMAKING.—The Supreme Court is requested to adopt rules and forms for statements of veto of abortion and for petitions for judicial waiver to ensure that proceedings under subsections (6) and (8) are handled expeditiously and in a manner consistent with this section. The Supreme Court is also requested to adopt rules to ensure that the hearings protect the confidentiality of the minor's identity and the confidentiality of the proceedings.

(9) CRIMINAL PENALTIES AND CIVIL REMEDIES.—

(a) Any person who willfully and intentionally performs an abortion with knowledge that, or with reckless disregard as to whether, the minor upon whom the abortion is to be performed is unemancipated without obtaining the required consent commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. It is a defense to prosecution under this section that the minor falsely represented her age or identity to the physician to be at least 18 years of age by displaying an apparently valid governmental record of identification such that a careful and prudent person under similar circumstances would have relied on the representation. The defense does not apply if the physician is shown to have had independent knowledge of the minor's actual age or identity or failed to use due diligence in determining her age or identity.

(b) Any person not authorized to provide consent under this section who provides consent commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(c) Failure to obtain consent from a person from whom consent is required under this section is prima facie evidence of failure to obtain consent and of interference with family relations in appropriate civil actions. Such prima facie evidence does not apply to any issue other than failure to obtain consent from the parent or legal guardian and interference with family relations in appropriate civil actions. The civil action may be based on a claim that the act was a result of negligence, gross negligence, wantonness, willfulness, intention, or other legal standard of care. Exemplary damages may be awarded in appropriate civil actions relevant to violations of this section.

(d) Failure to comply with the requirements of this section constitutes grounds for disciplinary action under each respective practice act and under s. 456.072.

(e) An individual whose pregnancy has continued as a result of her parent's or legal guardian's objection to an abortion may petition a court to recover any expenses provided in subsection (7) which have not been paid directly by the parent or legal guardian who completed the statement of veto of abortion.

(f) Any legal expenses and attorney fees incurred while recovering expenses provided in subsection (7) by an individual whose pregnancy has continued as a result of her parent's or legal guardian's objection to an abortion shall be paid by the parent or legal guardian who completed the statement of veto of abortion.

(g) An individual whose pregnancy has continued as a result of her parent's or legal guardian's objection to an abortion is entitled to financial compensation from the parent or legal guardian who completed a statement of veto of abortion for any physical, emotional, psychological, or financial damage incurred as a result of the continuation of pregnancy.

(h) Any legal expenses and attorney fees incurred while pursuing compensation under paragraph (g) shall be paid by the parent or legal guardian who completed the statement of veto of abortion.

(10) CONSTRUCTION.—

(a) This section may not be construed to create or recognize a right to abortion.

(b) This section may not be construed to limit the common law rights of parents or legal guardians.

(c) By enacting this section, the Legislature does not intend to make lawful an abortion that is currently unlawful.

(d) This section may not be construed to grant a parent or legal guardian who completes a statement of veto of abortion any right to make or influence decisions regarding a child born as a result of the continuation of pregnancy.

(11) SEVERABILITY.—Any provision of this section held to be invalid or unenforceable by its terms, or as applied to any person or circumstance, shall be construed so as to give it the maximum effect permitted by law, unless such holding is one of utter invalidity or unenforceability, in which event such provision shall be deemed severable and may not affect the remainder hereof or the application of such provision to other persons not similarly situated or to other, dissimilar circumstances.

Section 2. This act shall take effect July 1, 2020.

TITLE AMENDMENT

Remove everything before the enacting clause and insert:

A bill to be entitled

An act relating to parental consent for abortion; creating s. 390.01117, F.S.; providing a short title; defining terms; prohibiting a physician from performing an abortion on a minor unless the physician has been presented with consent from the minor's parent or legal guardian, as appropriate; providing exceptions; authorizing a minor to request a parent or legal guardian document his or her veto of an abortion in a specified form; requiring the parent or legal guardian to complete and sign the form within a specified timeframe; requiring certain entities to make the form available online and in printed format; providing duties and liabilities for a parent or legal guardian who completes the form; authorizing a minor to petition any circuit court in the district in which the minor resides for a waiver of consent required to obtain an abortion; requiring a specified statement to be included in the petition; providing for court-appointed counsel and confidentiality; requiring the court to give precedence to waiver of consent proceedings and requiring a court to rule within a specified timeframe; providing for an extension of time at the request of the minor; authorizing a minor to petition for a hearing upon the expiration of the time allowed and requiring the chief judge of the circuit to ensure that a hearing is held and that an order is entered within specified timeframes; providing for appeals within a specified timeframe; requiring the court to dismiss the petition if it does not make specified findings; requiring the court to consider undue influence on the minor's decision and specified factors; requiring the court to report any findings of evidence of child abuse or sexual abuse of the petitioner; requiring the court to grant a judicial waiver of consent under certain circumstances; requiring a court to provide for a written transcript of waiver of consent proceedings and to include certain findings and conclusions in its order; prohibiting filing fees or costs for a minor who petitions the court for a waiver of consent; specifying that a county is not required to pay the salaries, costs, or expenses of certain court-appointed counsel; requesting the Supreme Court to adopt certain rules and forms relating to waiver of consent proceedings; providing criminal penalties, disciplinary action, and civil remedies; providing construction and severability; providing an effective date.

Rep. Valdés moved the adoption of the amendment. Subsequently, **Amendment 15** was withdrawn.

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

HB 267 was taken up. On motion by Rep. Grall, the House agreed to substitute CS for CS for SB 406 for HB 267 and read CS for CS for SB 406 the second time by title. Under Rule 5.17, the House bill was laid on the table.

CS for CS for SB 406—A bill to be entitled An act relating to public records; creating s. 390.01118, F.S.; providing a public records exemption for information that could identify a minor which is contained in a record held by the court relating to the minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 959—A bill to be entitled An act relating to medical billing; creating s. 222.26, F.S.; providing additional personal property exemptions from legal

process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to provide a cost estimate to a patient under certain conditions; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; creating s. 395.3011, F.S.; prohibiting certain collection activities by a licensed facility; providing an effective date.

—was read the second time by title.

REPRESENTATIVE LA ROSA IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

CS/HB 1461—A bill to be entitled An act relating to health access dental licenses; reviving, reenacting, and amending s. 466.0067, F.S., relating to the application for a health access dental license; reviving, reenacting, and amending s. 466.00671, F.S., relating to the renewal of such a license; reviving and reenacting s. 466.00672, F.S., relating to the revocation of such a license; providing for retroactive application; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 1041—A bill to be entitled An act relating to Florida Keys Mosquito Control District, Monroe County; amending ch. 2002-346 Laws of Florida, as amended; revising requirements for the board of commissioners to borrow money; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 423—A bill to be entitled An act relating to the Town of Ocean Breeze, Martin County; providing legislative intent; providing an exception to general law; authorizing the Town of Ocean Breeze in Martin County to hold public meetings within specified mileage of its jurisdictional boundary under certain circumstances; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 947—A bill to be entitled An act relating to Volusia County; providing an exception to general law; authorizing Volusia County to permit vehicular traffic on a portion of coastal beach not previously permitted for vehicular traffic for a specified purpose; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/CS/HB 925—A bill to be entitled An act relating to Manatee County; creating the North River Ranch Improvement Stewardship District; providing a short title, legislative findings and intent, and definitions; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board; providing for membership, election, and terms of office; providing for meetings; providing administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide

community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amending the charter; providing for required notices to purchasers of residential units within the district; defining the term "district public property"; providing for merger; providing for construction; providing severability; providing for a referendum; providing effective dates.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 617—A bill to be entitled An act relating to the Holiday Park Park and Recreation District, Sarasota County; amending ch. 2001-342, Laws of Florida; authorizing the Board of Trustees to adopt and enforce certain rules and regulations governing the use of district facilities and prescribe penalties for violations of such rules and regulations; providing requirements for such penalties; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

CS/HB 597—A bill to be entitled An act relating to the Tri-Par Estates Park and Recreation District, Sarasota County; amending ch. 2001-343, Laws of Florida; authorizing the board of trustees to adopt and enforce certain rules and regulations governing the use of district facilities and prescribe penalties for violations of such rules and regulations; providing requirements for such penalties; providing an effective date.

—was read the second time by title and, under Rule 10.10(b), referred to the Engrossing Clerk.

HB 1009—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed on the boards of special neighborhood improvement districts; requiring local planning ordinances to specify the number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

—was read the second time by title.

THE SPEAKER IN THE CHAIR

Under Rule 10.10(b), the bill was referred to the Engrossing Clerk.

Moment of Silence

At the request of Rep. Valdés, the House observed a moment of silence in memory of Patrick Kronk, 28, a teacher and football coach at Leto High School in Tampa, who passed away last weekend.

Motion to Adjourn

Rep. Sprowls moved that the House, after receiving reports, adjourn for the purpose of holding committee and subcommittee meetings and conducting other House business, to reconvene at 1:30 p.m., Thursday, February 20, 2020, or upon call of the Chair. The motion was agreed to.

Messages from the Senate

The Honorable Jose R. Oliva, Speaker

I am directed to inform the House of Representatives that the Senate has passed CS for HB 177.

Debbie Brown, Secretary

The above bill was ordered enrolled.

Votes After Roll Call

[Date(s) of Vote(s) and Sequence Number(s)]

Rep. Donalds:

Yeas—February 5: 415, 416

Yeas to Nays—February 5: 416

Nays to Yeas—February 5: 416

Rep. Jacobs:

Yeas—February 5: 424; February 13: 434

First-named Sponsors

CS/HB 37—Slosberg

HB 265—Daniels

HB 3615—C. Smith

Cosponsors

CS/HB 37—C. Watson

CS/HB 43—Sprowls

HB 121—Davis

HJR 157—Sirois, D. Smith

CS/HB 171—Altman

CS/CS/HB 187—Mariano

HB 215—Newton

HB 265—Fischer, Rommel, Shoaf, Sirois, Sprowls, Williamson

CS/CS/HB 377—Overdorf, D. Smith

CS/HM 443—Byrd, Eagle, Yarborough, Zika

CS/HB 559—Stone

HB 725—Sabatini

HB 737—Bush, Hogan Johnson

CS/CS/HB 813—Silvers, Zika

HB 853—Hogan Johnson

CS/HB 951—Grieco

CS/HB 991—Sabatini

HB 6507—Roach

HB 9141—Zika

Withdrawals as Cosponsor

HB 265—Daniels

HB 3615—C. Smith

Introduction and Reference

By the Judiciary Committee; Representative J. Grant—

HB 7091—A bill to be entitled An act relating to probation violations; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representative Rommel—

HJR 7093—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution to increase the threshold requirements needed to amend the State Constitution by initiative.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Ways & Means Committee; Representative Avila—

HB 7095—A bill to be entitled An act relating to the adoption of the Internal Revenue Code for purposes of the corporate income tax; amending s. 220.03, F.S.; adopting the Internal Revenue Code in effect on January 1, 2020; providing for retroactive effect; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

First Reading of Committee and Subcommittee Substitutes by Publication

By the Ways & Means Committee; Representative Valdés—

CS/HB 429—A bill to be entitled An act relating to sales tax absorption; amending s. 212.07, F.S.; authorizing dealers, subject to certain conditions, to advertise or hold out to the public that they will pay sales tax on behalf of the purchaser; amending s. 212.15, F.S.; conforming a provision to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Civil Justice Subcommittee; Representatives Casello, McClain, and Newton—

CS/CS/HB 573—A bill to be entitled An act relating to peer support for first responders; creating s. 111.09, F.S.; providing definitions; prohibiting certain persons who participate in peer support communication with a first responder from testifying or divulging specified information under certain circumstances; providing exceptions; prohibiting liability and a cause of action under certain circumstances; providing construction; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Civil Justice Subcommittee; Representative Clemons—

CS/CS/HB 591—A bill to be entitled An act relating to court service charges; amending s. 28.001, F.S.; defining the term "court records"; amending s. 28.24, F.S.; specifying the amount of charges for certain services rendered and noncourt records filed by the clerk of the circuit court; amending s. 28.241, F.S.; specifying the amount of service charges that must be deposited into the General Revenue Fund for filing certain appeals; amending s. 28.222, F.S.; requiring service charges to be distributed in a specified manner; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Appropriations Committee; and Oversight, Transparency & Public Management Subcommittee; Representatives Pritchett, Plakon, Fernandez-Barquin, Geller, Gottlieb, Payne, and D. Smith—

CS/CS/HB 605—A bill to be entitled An act relating to the Senior Management Service Class; amending s. 121.055, F.S.; providing that participation in the Senior Management Service Class of the Florida Retirement System is compulsory for certain persons on a specified date; authorizing members of such class to purchase and upgrade certain retirement credit; providing an appropriation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Appropriations Committee; and Insurance & Banking Subcommittee; Representative Santiago—

CS/CS/HB 895—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; revising the definition of the term "covered policy" to include a coverage amount requested by lenders under specified residential insurance policies in certain circumstances; amending s. 624.01, F.S.; adding ch. 647, F.S., to the list of statutes composing the Florida Insurance Code; amending s. 626.321, F.S.; revising the list of individuals and entities who may apply for licenses to transact a limited class of business in specified categories of limited lines insurance; revising the requirements for such licenses; prohibiting persons from engaging in certain acts unless licensed or registered; providing authorizations and duties of limited lines travel insurance producers and travel retailers; requiring travel retailer registers; providing applicability of penalties; providing fingerprinting requirements and licensing and appointment fee requirements; providing instruction or training requirements under certain circumstances; authorizing travel retailers to receive compensation under certain circumstances; providing that limited lines travel insurance producers are responsible for their travel retailers' acts; authorizing persons licensed as general lines or personal lines insurance agents to sell, solicit, and negotiate travel insurance; amending s. 626.931, F.S.; deleting provisions requiring certain surplus lines agents to file affidavits with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; revising the timeline for the surplus lines agents' tax remittance; amending s. 626.935, F.S.; conforming provisions to changes made by the act; amending s. 627.7295, F.S.; revising the timeframe for insurers' cancellation of motor vehicle insurance policies or contracts for nonpayment; amending ss. 634.171, 634.317, and 634.419, F.S.; authorizing licensed personal lines or general lines agents to advertise, solicit, negotiate, or sell motor vehicle service agreements, home warranties, and service warranties, respectively, without a salesperson or sales representative license; providing a directive to the Division of Law Revision; creating s. 647.01, F.S.; providing purpose; providing applicability; creating s. 647.02, F.S.; providing definitions; creating s. 647.03, F.S.; providing definitions; providing requirements for certain travel insurance premiums for tax purposes; providing duties of travel insurers; creating s. 647.04, F.S.; authorizing travel protection plans to be offered under certain circumstances; creating s. 647.05, F.S.; providing requirements for documents provided to consumers before the purchase of travel insurance; providing requirements for disclosures of preexisting condition exclusions in travel insurance policies and certificates; providing requirements for fulfillment materials and specified information; providing circumstances under which travel protection plan payments may be cancelled for a full refund; providing practices that are not unfair trade practices or violations of law; prohibiting certain practices; providing that persons offering travel insurance to residents of this state are subject to the Unfair Insurance Trade Practices Act; providing that specified provisions supersede such act; providing practices that are unfair insurance trade practices; creating s. 647.06, F.S.; prohibiting certain persons from representing themselves as travel administrators; exempting travel administrators and their employees from certain licensing requirements; providing insurers' responsibilities relating to travel administrators; creating

s. 647.07, F.S.; providing classification and filing of travel insurance for purposes of rates and forms; authorizing travel insurance programs to be developed and provided based on specified travel protection plans; creating s. 647.08, F.S.; requiring the Department of Financial Services to adopt rules; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; and Civil Justice Subcommittee; Representative Gregory—

CS/CS/HB 967—A bill to be entitled An act relating to clerks of the court; amending s. 40.29, F.S.; requiring the clerks of court to submit a request for reimbursement for jury-related costs to the Florida Clerks of Court Operations Corporation within specified timeframes; requiring the corporation to review the requests for reimbursement; requiring the corporation to submit certain information to the Justice Administrative Commission; requiring the commission to review the information and submit a request for payment to the Chief Financial Officer under certain circumstances; removing a provision authorizing the commission to apportion funds among the counties for certain purposes; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representatives Grall, Buchanan, Bush, Byrd, Daniels, Donalds, Fischer, McClain, Perez, Plakon, Sabatini, Santiago, Stone, and Yarborough—

CS/HB 1059—A bill to be entitled An act relating to parental rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term "parent"; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; prohibiting specified parental rights from being denied or abridged; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; providing constructions; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; defining the term "instructional materials"; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners and their employees from taking specified actions without a parent's written permission; prohibiting a health care facility from allowing certain actions without a parent's written permission; providing exceptions; providing for disciplinary actions and criminal penalties; amending s. 408.813, F.S.; providing that certain violations relating to parental consent are grounds for administrative fines for health care facilities; amending s. 456.072, F.S.; providing that failure to comply with certain parental consent requirements is grounds for disciplinary action for health care practitioners; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representative Ponder—

CS/HB 1085—A bill to be entitled An act relating to veterans treatment court; amending s. 394.47891, F.S.; providing legislative intent; providing definitions; authorizing certain courts to create and administer veterans treatment courts; providing eligibility criteria for participation in the veterans treatment court program; specifying program implementation procedures, components, and policies; requiring participant agreements and specifying

requirements for such agreements; specifying that the act does not create a right to participate; providing for liberal construction; deleting provisions addressing the Military Veterans and Servicemembers Court Program; amending ss. 43.51, 910.035, and 948.06, F.S.; conforming provisions to changes made by the act; amending ss. 948.08 and 948.16, F.S.; revising eligibility for pretrial programs; amending s. 948.21, F.S.; providing discretion for a court to impose conditions in specified cases; providing applicability; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Ways & Means Committee; and Local, Federal & Veterans Affairs Subcommittee; Representative Fischer—

CS/CS/HB 1209—A bill to be entitled An act relating to dissolution of municipalities; amending s. 165.051, F.S.; requiring the dissolution of a municipality after a referendum is held if specified conditions are met; providing the procedures for setting the date for a referendum to dissolve a municipality; providing notice requirements; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Judiciary Committee; Representatives Roach and Sabatini—

CS/HB 1251—A bill to be entitled An act relating to preservation of memorials; providing a short title; creating s. 265.71, F.S.; providing definitions; prohibiting specified activities concerning memorials; providing for liability and the award of certain costs and damages for violations of the act; granting certain persons standing for enforcement of the act; amending s. 806.13, F.S.; providing criminal penalties for willful and malicious damage to or removal of certain memorials; revising the term "community service" for purposes of minors found to have committed certain delinquent acts of criminal mischief; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Ways & Means Committee; Representative Roach—

CS/HB 1331—A bill to be entitled An act relating to intergovernmental programs; amending s. 175.041, F.S.; revising applicability of the Firefighters' Pension Trust Fund; authorizing a municipality or special fire control district that provides fire protection services to a municipal services taxing unit under an interlocal agreement to receive property insurance premium taxes; authorizing a county to enact an ordinance levying a tax on behalf of a municipal services taxing unit receiving fire protection services; amending s. 175.101, F.S.; authorizing a county on behalf of a municipal services taxing unit that enters into an interlocal agreement for fire protection services with a municipality to assess and impose an excise tax on property insurance premiums; amending s. 175.111, F.S.; requiring a county on behalf of a municipal services taxing unit to provide the Division of Retirement of the Department of Management Services with a certified copy of an ordinance assessing and imposing certain taxes; amending s. 175.411, F.S.; authorizing a county on behalf of a municipal services taxing unit to revoke its participation and cease to receive property insurance premium taxes under certain conditions; amending s. 191.006, F.S.; providing that an independent special fire control district has, and that the board of such district may exercise by majority vote, specified powers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Ways & Means Committee; and Local, Federal & Veterans Affairs Subcommittee; Representatives Yarborough, Daniels, and Williams—

CS/CS/HB 1339—A bill to be entitled An act relating to housing; amending s. 125.01055, F.S.; authorizing a board of county commissioners to

approve development of affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 163.31771, F.S.; revising legislative findings; requiring local governments to adopt ordinances that allow accessory dwelling units in any area zoned for single-family residential use; providing an exception; amending s. 163.31801, F.S.; requiring counties, municipalities, and special districts to include certain data relating to impact fees in their annual financial reports; amending s. 166.04151, F.S.; authorizing governing bodies of municipalities to approve the development of affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 320.77, F.S.; revising a certification requirement for mobile home dealer applicants relating to the applicant's business location; amending s. 320.771, F.S.; exempting certain recreational vehicle dealer applicants from a garage liability insurance requirement; amending s. 320.822, F.S.; revising the definition of the term "code"; amending s. 320.8232, F.S.; revising applicable standards for the repair and remodeling of mobile and manufactured homes; amending s. 367.022, F.S.; exempting certain mobile home park owners and mobile home subdivision owners from regulation by the Florida Public Service Commission relating to water and wastewater service; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; amending s. 420.5095, F.S.; renaming the Community Workforce Housing Innovation Pilot Program as the Community Workforce Housing Loan Program; requiring the program to provide workforce housing; revising the definition of the term "workforce housing"; deleting the definition of the term "public-private partnership"; authorizing the Florida Housing Finance Corporation to provide loans under the program to applicants for construction of workforce housing; requiring the corporation to establish a certain loan application process; deleting provisions requiring the corporation to provide incentives for local governments to use certain funds; requiring projects to receive priority consideration for funding under certain circumstances; deleting a provision providing for the expedition of local government comprehensive plan amendments to implement a program project; requiring that the corporation award loans at a specified interest rate and for a limited term; conforming provisions to changes made by the act; amending s. 420.531, F.S.; specifying that technical support provided to local governments and community-based organizations includes implementation of the State Apartment Incentive Loan Program; requiring the entity providing training and technical assistance to convene and administer biannual regional workshops; requiring such entity to annually compile and submit certain information to the Legislature and the corporation by a specified date; amending s. 420.9073, F.S.; authorizing the corporation to withhold a certain portion of funds distributed from the Local Government Housing Trust Fund to be used for certain transitional housing; prohibiting such funds from being used for specified purposes; requiring the corporation to consult with the Department of Children and Families to create minimum criteria for such housing; providing for the distribution of withheld funds; amending s. 420.9075, F.S.; requiring an optimization plan to be included in local housing assistance plan criteria; revising requirements for reports submitted by counties and certain municipalities to the corporation; amending s. 420.9076, F.S.; revising the membership of local affordable housing advisory committees beginning on a specified date; requiring the committees to perform specified duties annually instead of triennially; requiring locally elected officials serving on advisory committees, or their designees, to attend biannual regional workshops; providing a penalty; amending s. 723.011, F.S.; providing construction relating to rental agreements and tenancies; providing that a mobile home owner may be required to install permanent improvements as disclosed in the mobile home park prospectus; amending s. 723.012, F.S.; authorizing mobile home park owners to make certain prospectus amendments; providing requirements for the amendment; prohibiting certain costs and expenses from being passed on to existing mobile home owners; amending s. 723.023, F.S.; revising general obligations for mobile home owners; amending s. 723.031, F.S.; specifying a requirement for disclosing and agreeing to a mobile home lot rental increase; revising construction relating to a park owner's disclosure of certain taxes and assessments; amending s. 723.037, F.S.; authorizing mobile home park owners to give notice of lot rental increases for multiple anniversary dates in one notice;

providing construction; revising a requirement for a lot rental negotiation committee; amending s. 723.041, F.S.; providing that a mobile home park damaged or destroyed due to natural forces may be rebuilt with the same density as previously approved, permitted, and built; providing construction; amending s. 723.042, F.S.; conforming a provision to changes made by the act; amending s. 723.059, F.S.; authorizing certain mobile home purchasers to assume the remainder of a seller's prospectus; authorizing a mobile home park owner to offer a purchaser any approved prospectus; amending s. 723.061, F.S.; specifying entities that must be provided with a copy of an eviction notice when received by a mobile home owner; specifying the waiver and nonwaiver of certain rights of a mobile home park owner under certain circumstances; requiring the accounting at final hearing of rents received; amending s. 723.076, F.S.; revising procedures related to the election or appointment of new officers in a homeowner's association; amending s. 723.078, F.S.; revising requirements for board elections and ballots; requiring an impartial committee to be responsible for overseeing the election process and complying with ballot requirements; defining the term "impartial committee"; requiring that association bylaws provide a method for determining the winner of an election under certain circumstances; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt procedural rules; revising the types of meetings that are not required to be open to members; providing an exception to a provision requiring an officer of an association to provide an affidavit affirming certain information; authorizing meeting notices to be provided by electronic means; providing that the minutes of certain board and committee meetings are privileged and confidential; conforming provisions to changes made by the act; amending s. 723.079, F.S.; revising homeowners' association recordkeeping requirements; revising the timeframes for which certain records are required to be retained and be made available for inspection or photocopying; capping the amount of damages for which an association is liable when a member is denied access to official records; requiring that certain disputes be submitted to mandatory binding arbitration with the division; amending s. 723.1255, F.S.; requiring that certain disputes be submitted to mandatory binding arbitration with the division; providing requirements for such arbitration and fees and costs; requiring the division to adopt rules; reenacting s. 420.507(22)(i), F.S., relating to powers of the Florida Housing Finance Corporation, to incorporate the amendment made to s. 420.5087, F.S., in a reference thereto; reenacting s. 193.018(2), F.S., relating to land owned by a community land trust used to provide affordable housing, to incorporate the amendment made to s. 420.5095, F.S., in a reference thereto; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Appropriations Committee; and Judiciary Committee;
Representative Fernandez-Barquin—

CS/HB 7059—A bill to be entitled An act relating to the jurisdiction of appellate courts; amending s. 26.012, F.S.; limiting the appellate jurisdiction of the circuit courts to appeals from final administrative orders of local code enforcement boards and other reviews and appeals expressly provided by law; amending s. 27.51, F.S.; requiring public defenders to handle all county court appeals within the state courts system; amending s. 27.511, F.S.; requiring public defenders to handle county court appeals transmitted from the criminal conflict and civil regional counsel; amending s. 34.017, F.S.; authorizing a county court to certify a question to a district court of appeal in a final judgment that is appealable to a circuit court; amending s. 35.065, F.S.; authorizing a district court of appeal to review certain questions certified by a county court; repealing s. 924.08, F.S., relating to the jurisdiction of the circuit court to hear appeals from final judgments in misdemeanor cases; providing an appropriation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

House Resolutions Adopted by Publication

At the request of Rep. Stark—

HR 8001—A resolution designating the week of April 19-26, 2020, as the "Days of Remembrance" and April 21, 2020, as "Holocaust Remembrance Day" in the State of Florida.

WHEREAS, the Holocaust, the state-sponsored, systematic persecution and annihilation of European Jewry by Nazi Germany and its collaborators between 1933 and 1945, resulted in the murder of six million Jews, and

WHEREAS, in addition, Roma (Gypsies) and Poles were targeted for decimation for racial, ethnic, or national reasons, and millions more, including persons with disabilities, homosexuals, Jehovah's Witnesses, Soviet prisoners of war, and political dissidents, suffered grievous oppression and death under Nazi tyranny, and

WHEREAS, the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies, and governments, particularly to remain vigilant against hatred, persecution, and tyranny, and

WHEREAS, pursuant to an act of the United States Congress (Public Law No. 96-388, October 7, 1980), the United States Holocaust Memorial Council has designated Sunday, April 19, through Sunday, April 26, 2020, as the "Days of Remembrance" for the victims of the Holocaust, including the Day of Remembrance known as Yom HaShoah on April 21, 2020, and

WHEREAS, in memory of the victims of the Holocaust, in honor of its survivors, and in utmost gratitude for the risks taken by rescuers and liberators, the residents of the state are encouraged to rededicate themselves to the principles of human dignity and individual freedom in a just society, thereby ensuring that such atrocities are never repeated, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the week of April 19-26, 2020, is designated as the "Days of Remembrance" and April 21, 2020, is designated as "Holocaust Remembrance Day" in the State of Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Eagle—

HR 8013—A resolution recognizing the University of Florida as an outstanding institution of higher education and designating February 18, 2020, as "Gator Day" in Florida.

WHEREAS, the University of Florida is a top 10 public university, rising from its Number 8 position in 2019 to Number 7 in 2020 on the U.S. News & World Report Top Public Schools list, and

WHEREAS, the University of Florida continues its upward momentum with 28 programs nationally ranked in the top 30 in their discipline on the 2020 U.S. News & World Report Best Graduate Schools rankings, including 7 programs ranked in the top 10 and 17 programs ranked in the top 20, and

WHEREAS, University of Florida health researchers have been instrumental in the development of a vaccine used to prevent the spread of the Ebola virus, a breakthrough with the potential to save countless lives and that has been listed by National Geographic as one of the Top 20 scientific discoveries of the decade, and

WHEREAS, the University of Florida is a national leader in transferring its research to the marketplace through its two award-winning incubators, UF Innovate, The Hub and Sid Martin Biotechnology Institute, both of which have been recognized as leading national and international business incubators by the International Business Innovation Association, and

WHEREAS, the University of Florida has 29 faculty members who are members of the National Academies of Sciences, Engineering, and Medicine, and

WHEREAS, in March 2019, College Magazine recognized the University of Florida as having the 6th best campus for students with physical disabilities, and

WHEREAS, the University of Florida continues to expand access to education through the UF Online pathway, celebrating over 2,000 graduates who utilized this unique pathway and 4,000 active learners, earning the Number 5 ranking on the 2019 U.S. News & World Report Best Online Programs list, and

WHEREAS, the University of Florida athletic program has ranked among the nation's top 10 for 36 straight years, from the 1983-1984 athletic season to the 2018-2019 athletic season, and earned its 11th consecutive top five overall finish, according to national all-sport rankings, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the University of Florida is commended and congratulated for its dedication to the advancement of the State of Florida and on its ranking as the Number 7 public university in 2019 on the U.S. News & World Report Top Public Schools list, and that February 18, 2020, is recognized as "Gator Day" in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the University of Florida President W. Kent Fuchs, Ph.D., as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Sirois—

HR 8015—A resolution designating the week of February 16-20, 2020, as "Kindness Week" in the State of Florida.

WHEREAS, the word "kind" means of a sympathetic or helpful nature, with kindness as the quality or state of being kind, and

WHEREAS, studies show that performing acts of kindness yields physical and psychological health benefits, such as a stronger immune system, lower rates of depression, increased happiness, and an overall sense of well-being, and

WHEREAS, research studies also indicate that kindness is contagious, meaning that people who experience kindness from others are in turn more likely to behave altruistically, and

WHEREAS, transitional kindergarten students at Tropical Elementary School in Merritt Island, Florida, developed a Kindness All Around symbol to educate the public on the power of kindness, believing that helping others become more aware of kindness will generate more kindness, and

WHEREAS, individuals across Florida and the United States have recognized and celebrated their efforts in this endeavor, and

WHEREAS, the act of being kind has the ability to change the lives of those around us, and

WHEREAS, designating a week to focus on kindness is a way to help the citizens of Florida become more aware of ways to integrate kindness into their daily lives and have a positive impact on those around us, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the week of February 16-20, 2020, is designated as "Kindness Week" in the State of Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Antone—

HR 8019—A resolution recognizing the service and sacrifice of the Tuskegee Airmen and designating March 26, 2020, as "Tuskegee Airmen Commemoration Day" in Florida.

WHEREAS, prior to World War II, African Americans had very limited roles in the defense of our nation and none in military aviation, and

WHEREAS, when the United States was drawn into World War II, African Americans were aspiring to more meaningful jobs in the military, including flying and maintaining aircraft, and

WHEREAS, the rapid expansion of aircraft production during the war created a greater need for military pilots, and

WHEREAS, the public outcry from civil rights groups and black professional organizations exhorted the United States War Department to extend the opportunity to fly airplanes to all military members, and

WHEREAS, the United States War Department's Civilian Pilot Training Program (CPTP) authorized colleges and universities to train students in order to increase the number of civilian pilots and thereby increase the nation's military preparedness, and

WHEREAS, Tuskegee Institute in Alabama was one of six black colleges and universities chosen to participate in the CPTP, then was selected to offer advanced CPTP training, and finally was the sole site for segregated military flying training, and

WHEREAS, the 99th Fighter Pursuit Squadron, the first black flying squadron, trained at Dale Mabry Field near Tallahassee to prepare for combat overseas, and

WHEREAS, the Eglin Field ranges in Okaloosa County were used by the first class of advanced training cadets, as well as pilots in the advanced training stage, for gunnery and combat tactics, and

WHEREAS, the outstanding performance of the Tuskegee Airmen was unprecedented in military aviation history, and

WHEREAS, the month of March is a significant month for the Tuskegee Airmen, as it is the month the first cadets received their wings; the first maintenance crew began training at Chanute Field, Illinois; the first Pursuit Squadron, the 99th, was activated; and the month in which President George W. Bush presented the Tuskegee Airmen with the Congressional Gold Medal, and

WHEREAS, many Tuskegee Airmen have direct connections to the State of Florida, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the State of Florida recognizes the service and sacrifice of the Tuskegee Airmen and designates March 26, 2020, as "Tuskegee Airmen Commemoration Day" in Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Sprowls—

HR 8027—A resolution recognizing August 10, 2020, as "Tay-Sachs Disease Awareness Day" in Florida.

WHEREAS, Tay-Sachs disease is a genetic disorder caused by the absence of beta-hexosaminidase (HexA), which causes cells to become damaged, resulting in progressive neurological disorders, and

WHEREAS, infants with Tay-Sachs disease often fail to achieve milestones such as rolling over and sitting up, and develop muscle weakness, which gradually leads to paralysis, and

WHEREAS, infants also lose mental functions and become increasingly unresponsive to their surroundings, in some cases developing blindness, seizures, and difficulty swallowing by 12 months of age, and

WHEREAS, children with Tay-Sachs disease often die by 4 years of age, and

WHEREAS, the carrier rate of Tay-Sachs disease for the general population is 1/250, and a child has a 25 percent chance of having the disease when both parents are carriers, and

WHEREAS, there is currently no treatment or cure for Tay-Sachs disease, rather only ways to manage symptoms, and

WHEREAS, increasing awareness and education of Tay-Sachs disease may lead to significant progress in the research to determine the cause of the

gene mutation that results in the disease, and eventually a cure, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That August 10, 2020, is recognized as "Tay-Sachs Disease Awareness Day" in Florida.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Williamson—

HR 8029—A resolution commending the University of West Florida football team for winning the 2019 NCAA Division II Football Championship.

WHEREAS, the University of West Florida football team completed the 2019 regular season with an 8-2 record, qualifying them for the NCAA Division II national championship playoffs, and

WHEREAS, the University of West Florida Argonauts began their playoff journey, nicknamed the "Trap Tour," by completing one of the most remarkable post-season runs in NCAA football history, defeating three number one seeds, including the defending national champions, and ending the three longest home field winning streaks in Division II football, and

WHEREAS, the historic run of the University of West Florida Argonauts qualified them to compete for the NCAA Division II Football Championship and, as a team established only 4 years ago, made the Argonauts the fastest team in NCAA Division II football history to reach the national championship, and

WHEREAS, on December 21, 2019, in McKinney, Texas, the University of West Florida defeated Minnesota State University, ending one of the longest winning streaks in Division II football and claiming the first NCAA Division II Football Championship for the Argonauts, and

WHEREAS, Argonauts wide receiver Quentin Randolph had 10 receptions for a school record of 254 yards and tied the NCAA Division II Football Championship game receiving record with three touchdowns, and

WHEREAS, Argonauts wide receiver Tate Lehito had 13 receptions and set the NCAA Division II Football Championship game receiving record with 139 yards and one touchdown, and

WHEREAS, Argonauts quarterback Austin Reed finished with a school and NCAA Division II Football Championship game record of 523 passing yards and six passing touchdowns, and

WHEREAS, the University of West Florida Argonauts are the only football team in the State University System to earn the title of national football champions for the 2019 season, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the University of West Florida football team is commended for winning the 2019 NCAA Division II Football Championship.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to University of West Florida President Dr. Martha D. Saunders, Director of Athletics Dave Scott, Head Coach Pete Shinnick, and Assistant Head Coach Steve Saulnier as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Ponder—

HR 8035—A resolution recognizing the Okaloosa County Sheriff's Office School Resource Officer program for being awarded the 2019 Florida School Officer of the Year and Florida Agency of the Year.

WHEREAS, the Okaloosa County Sheriff's Office School Resource Officer program began in 1997 when the office partnered with the Okaloosa County School Board to place officers in the county's middle and high schools and today every public school in the county has an officer in it, and

WHEREAS, the officers serving in the School Resource Officer program continue to exemplify the highest standards, proving to be the most diverse, dedicated, and fit officers who are steadfast and dedicated to protecting the students of Okaloosa County, and

WHEREAS, throughout the years, officers serving in the School Resource Officer program have earned awards and honors as a result of their diligent and faithful service, including, but not limited to, Deputy Gary Venuti who was named the 2012 Florida School Resource Officer of the Year, Deputy Demeika McClendon who was named the 2017 Florida School Resource Officer of the Year, and Deputy Cullen Coraine who was named the 2019 Florida School Resource Officer of the Year by the Attorney General of Florida, and

WHEREAS, in both 2014 and 2019, the Okaloosa County Sheriff's Office School Resource Officer program was named Florida Agency of the Year by the Florida Association of School Resource Officers, and

WHEREAS, in 2015, the program was named a School Resource Officer National Model Agency by the National Association of School Resource Officers, and

WHEREAS, the officers of the Okaloosa County Sheriff's Office School Resource Officer program have continually demonstrated that excellence in service and unwavering dedication are the standards to which they aspire while protecting the children of the Okaloosa County School District, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the officers of the Okaloosa County Sheriff's Office School Resource Officer program are recognized for their excellence in service and dedication to protecting the students of this state.

—was read and adopted by publication pursuant to Rule 10.17.

At the request of Rep. Clemons—

HR 8043—A resolution recognizing April 2020 as "Springs Protection Awareness Month" in the State of Florida.

WHEREAS, Florida's springs are essential to the environment, economy, citizens, and visitors of this state, and

WHEREAS, Florida has one of the most productive aquifers in the world, which supports more than 900 natural springs and gives this state one of the world's highest concentrations of springs, and

WHEREAS, the groundwater supply is vital to the state's economy, and approximately 93 percent of Florida residents rely on it for their drinking water, and

WHEREAS, Florida's springs reflect groundwater conditions and provide an important habitat for wildlife, making them a natural resource that must be protected, and

WHEREAS, springs provide important recreational resources and opportunities that are enjoyed by citizens and visitors of this state alike, and

WHEREAS, Florida's springs discharge nearly 8 billion gallons of water each day, and healthy springs reflect the State of Florida's commitment to sustainable groundwater and surface water resource protection, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That April 2020 is recognized as "Springs Protection Awareness Month" in the State of Florida.

—was read and adopted by publication pursuant to Rule 10.17.

Reports of Standing Committees and Subcommittees

Received February 18:

The Appropriations Committee reported the following favorably:
CS/HB 579

The above committee substitute was transmitted to the next committee or subcommittee of reference, the State Affairs Committee.

The Appropriations Committee reported the following favorably:
CS/HB 731

The above committee substitute was transmitted to the next committee or subcommittee of reference, the Health & Human Services Committee.

The Education Committee reported the following favorably:
HB 737

The above bill was placed on the Calendar of the House.

The Education Committee reported the following favorably:
HB 1207

The above bill was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
HB 1279

The above bill was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
CS/HB 1323

The above committee substitute was placed on the Calendar of the House.

The Appropriations Committee reported the following favorably:
HB 1387

The above bill was placed on the Calendar of the House.

The Appropriations Committee reported the following favorably:
HB 6507

The above bill was transmitted to the next committee or subcommittee of reference, the Judiciary Committee.

The Appropriations Committee reported the following favorably:
HB 7077

The above bill was transmitted to the next committee or subcommittee of reference, the Judiciary Committee.

The Education Committee reported the following favorably:
HB 7081

The above bill was placed on the Calendar of the House.

Received February 19:

The Ways & Means Committee reported the following favorably:
HB 429 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 429 was laid on the table.

The Judiciary Committee reported the following favorably:
CS/HB 573 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 573 was laid on the table.

The Judiciary Committee reported the following favorably:
CS/HB 591 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 591 was laid on the table.

The Appropriations Committee reported the following favorably:
CS/HB 605 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 605 was laid on the table.

The Health & Human Services Committee reported the following favorably:
CS/HB 835

The above committee substitute was placed on the Calendar of the House.

The Appropriations Committee reported the following favorably:
CS/HB 895 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 895 was laid on the table.

The Health & Human Services Committee reported the following favorably:
CS/HB 919

The above committee substitute was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
CS/HB 941

The above committee substitute was placed on the Calendar of the House.

The Judiciary Committee reported the following favorably:
CS/HB 967 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 967 was laid on the table.

The Judiciary Committee reported the following favorably:
HB 1059 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 1059 was laid on the table.

The Judiciary Committee reported the following favorably:
HB 1085 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 1085 was laid on the table.

The Judiciary Committee reported the following favorably:
CS/HB 1089

The above committee substitute was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
CS/HB 1187

The above committee substitute was placed on the Calendar of the House.

The Ways & Means Committee reported the following favorably:
CS/HB 1209 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 1209 was laid on the table.

The Health & Human Services Committee reported the following favorably:
HB 1217

The above bill was placed on the Calendar of the House.

The Ways & Means Committee reported the following favorably:
CS/HB 1249

The above committee substitute was transmitted to the next committee or subcommittee of reference, the State Affairs Committee.

The Judiciary Committee reported the following favorably:
HB 1251 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 1251 was laid on the table.

The Health & Human Services Committee reported the following favorably:
HB 1273

The above bill was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
CS/HB 1287

The above committee substitute was placed on the Calendar of the House.

The Ways & Means Committee reported the following favorably:
HB 1331 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 1331 was laid on the table.

The Ways & Means Committee reported the following favorably:
CS/HB 1339 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, CS/HB 1339 was laid on the table.

The Judiciary Committee reported the following favorably:
HB 1361

The above bill was placed on the Calendar of the House.

The Judiciary Committee reported the following favorably:
HB 1433

The above bill was placed on the Calendar of the House.

The Health & Human Services Committee reported the following favorably:
HB 7025

The above bill was placed on the Calendar of the House.

The Appropriations Committee reported the following favorably:
HB 7059 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.18(c). Under the rule, HB 7059 was laid on the table.

Excused

Reps. Jacobs, Plasencia

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 6:23 p.m., to reconvene at 1:30 p.m., Thursday, February 20, 2020, or upon call of the Chair.

Pages and Messengers for the week of February 17-21, 2020

Pages—Calla S. Benedict, Daytona Beach; Addison M. Cloud, Orlando; Emilia R. DeAngelo, Clermont; Addison Scott Florez, Ormond Beach; Drew R. Goode, Clearwater; Jack S. Goode, Clearwater; Shayne M. Higginson, Fort Myers; Holland E. Issenberg, Miami Beach; Peter Zane LeBoutillier, Fort Myers; Audrey F. Link, Lakeland; Mikayla S. Lucena, Lecanto; Jacob S. Lyon, Tallahassee; Fountain David May, Quincy; Robert F. McAuliffe, Tallahassee; Kennedy L. McCormick, Riverview; Laney D. Robbins, Key Largo; Remley Lynn Velde, Land O' Lakes; Lily J. Wieseneck, Tequesta.

Messengers—Lillia K. Anderson, Winter Garden; Cole C. Dover, Defuniak Springs; Isabella M. Durden, Defuniak Springs; Niyla Denise Harrell, Tallahassee; Mary K. Hennessy, Tallahassee; Jared S. Higginson, Fort Myers; Joseph R. Higginson, Fort Myers; Kyle Long, Fort Myers; Todd Long, Fort Myers; Kathleen Ann Parsons, Tallahassee; Eileen Perez, Clewiston; Evan M. Poole, Tallahassee; Sylvia C. Preston, Brooksville; Nathan M. Register, Bartow; Bodie C. Robbins, Key Largo; Morgan C. Watkins, Tallahassee; Paige A. Willoughby, Tallahassee.

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